IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR
CRIMINAL APPELLATE JURISDICTION

CRIMINAL BAIL APPLICATION NO. 3651 OF 2025

Anil Kasappa Kalyane ...Applicant

Versus

The State Of Maharashtra ...Respondent

Mr. Pratik G. Tare a/w Mr. Sachin Y. Mane, Advocate for the Applicant.

Dr. A. A. Takalkar, A.P.P., for the Respondent – State.

CORAM : SHIVKUMAR DIGE, J.

DATE : 8th DECEMBER, 2025.

SHANTANU SHANKARSA DHUDUM
Digitally signed by SHANTANU SHANKARSA DHUDUM
Date: 2025.12.10 14:36:41 +0530

P.C. :

1. By this application, Applicant is seeking regular bail in Crime No. 378 of 2025 registered with Shivajinagar Police Station, Ichalkaranji, District Kolhapur for offences punishable under Sections 109, 189(2), 189(4), 191(2), 191(3), 190, 352, 351(2), 238, 324(4), 191(2) of Bhartiya Nyay Sanhita, 2023 (for short, "BNS Act").

2. It is the prosecution's case that on 2nd June 2025, around 11.00 a.m. to 11.30 p.m., Applicant and co-accused assaulted the first informant and his friends using a sharp weapon with an intention to kill them on the ground of old dispute.

3. It is contention of learned counsel for Applicant that entire incident is recorded in CCTV. In the said CCTV footage, presence of the Applicant is not seen. The co-accused Yuvraj Jadhav, having similar allegations has been released on bail. Hence, the Applicant is entitled for bail on the ground of principle of parity, and requested to allow the application.

4. It is contention of learned APP that Applicant was part of the group which assaulted the first informant and his friends with an intention to kill them. The Applicant was seen in the CCTV footage and which is identify by the complainant and his frineds. If the Applicant is released on bail, he may threaten prosecution witnesses and requested to reject the application.

5. I have heard both learned counsels, perused F.I.R. and documents produced on record. CCTV footage of the incident shows that Applicant was not present at the spot of incident. The co-accused, having similar allegations have been released on bail.

6. In view of above, I pass following order:

ORDER

I. The Application is allowed.

II. The Applicant be enlarged on bail in Crime No. 378 of 2025 registered with Shivajinagar Police Station, Ichalkaranji, District Kolhapur on executing P.R. Bond in the sum of Rs. 20,000/- with one or two sureties in the like amount.

III. The Applicant shall not tamper with the evidence or attempt to influence or contact the witnesses or any person concerned with the case.

IV. The Applicant shall attend the Trial Court dates regularly.

V. The application is allowed in the aforesaid terms and is accordingly disposed off.

VI. It is made clear that the above observations are made only for the purpose of granting bail and the Trial Court shall decide the case on its own merits in accordance with law and uninfluenced by the observations made in this order.

7. All concerned to act on the authenticated copy of this order.

(SHIVKUMAR DIGE, J.)