

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

CRIMINAL ANTICIPATORY BAIL APPLICATION NO. 1041 OF 2025

Somnath Madhav Patil

.... Applicant

Versus

The State of Maharashtra

.... Respondent

Mr. Mithilesh Mishra (Through VC), Advocate for the Applicant.

Mr. A. S. Shalgaonkar, A.P.P., for the Respondent – State.

Mr. Viresh Purwant i/b Mr. Ashutosh M Purwant, Advocate for the Original Complainant.

CORAM : SHIVKUMAR DIGE, J.

DATE : 6th OCTOBER, 2025.

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P.C. :

1. The Applicant is apprehending arrest in C.R. No.760 of 2024 registered with Tembhurni Police Station, Solapur, for the offences punishable under Sections 109, 189(2), 191(2), 191(3), 190 , 126(2), 115(2), 352, 351(2), 351(3) of the Bharatiya Nyaya Sanhita, 2023 (for short, “BNS Act”).

2. It is prosecution’s case that on 15th December, 2024 around 1:30 p.m.. The Applicant assaulted the first informant and family members of the first informant on the ground of land dispute. Due to

said assault, the first informant and his family members are seriously injured.

3. It is contention of learned counsel for the Applicant that there was cross complaint's filed by the Applicant and first informant against each other. Now matter is settled out of the Court between them. Hence, his custodial interrogation is not required and he will co-operate with the investigation. Hence, requested to allow the application.

4. It is contention of learned APP that the Applicant has assaulted the first informant and his family members with sharp weapons. Due to said assault, the first informant and his family members are seriously injured. Considering allegations against the Applicant, his custodial interrogation is required, and requested to reject the application.

5. It is contention of Mr. Viresh Purwant, the learned counsel for first informant that matter is settled out of the Court between the Applicant and first informant and he has no objection to allow the application.

6. I have heard all learned counsels and perused F.I.R.

7. It appears from record that Applicant and first informant

have filed cross complaint against each other stating that he has been assaulted by the opposite party.

8. It is contention of learned counsel for the Applicant and learned counsel for first informant that complaints were filed due to misunderstanding. Considering these facts, I pass following order:

ORDER

- i. The Application is allowed.
- ii. In the event of arrest, the Applicant be enlarged on bail in connection with C.R. No.760 of 2024 registered with Tembhurni Police Station, Solapur, on executing P. R. Bond to the extent of Rs.20,000/- each with two or more sureties each of the like amount.
- iii. The Applicant shall mark his attendance at the concerned police station as and when required.
- iv. The Applicant shall not contact and/or threaten/influence any witnesses in the present crime.
- v. The trial Court shall not be influenced by the observations made in this order and shall decide

the matter on its own merits and in accordance
with law.

9. In view of the above, the application is allowed and
disposed off.

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

(SHIVKUMAR DIGE, J.)