

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL BAIL APPLICATION NO. 3433 OF 2025**

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Surya Vinod Pujari

....Applicant

Versus

State of Maharashtra

....Respondent

Mr. Vivek Nishad, for Applicant.

Ms. Kranti T. Hiwrale, APP.

PSI – Mr. Yashwantrao Shahare, (CSMT Railway)

CORAM : ABHAY J. MANTRI, J.

DATE : 13th FEBRUARY, 2026

P. C. :-

1. The Applicant moved this Application to release him on bail in connection with Crime No. 448 of 2024 registered with CSMT Railway Police Station for the offences punishable under Sections 307 r/w 34 of the Indian Penal Code, 1860. (for short, '*IPC*').)

2. Heard the learned Advocate for the Applicant and learned Additional Public Prosecutor and perused the charge-sheet and record.

3. On 20th May 2024, the informant slept on the bench on the railway platform at about 2:00 a.m., at that time someone hit the head with a heavy object, so the informant woke up and saw the

Applicant and two others standing there. Another person also assaulted him. The Applicant was holding a knife. Suraj gave a blow with a fiber strip on his head and caused an injury. Due to the blow of the strip, his middle finger fractured. Accordingly, the informant lodged the Report against the Applicant and two others.

4. In the FIR, prima facie, no allegations appear against the Applicant about causing assault on the informant's head or hand, but allegations only appear that an unknown person and one Suraj hit the informant's head and gave a blow on his hand.

5. Perusal of the injury certificate, it seems that the injured has sustained five injuries, of which one injury to his middle finger of the left hand is shown as grievous, which was alleged to be caused by the accused Suraj and not by the Applicant, and the rest of the injuries are of a simple nature.

6. Investigation has been completed, and the charge sheet is also filed in the Court. The learned APP, on instructions, submits that the Applicant has no criminal antecedents. It also reveals that since 22/05/2024, the Applicant has been in jail.

7. Moreover, it appears that the Applicant is a permanent resident of Mumbai; therefore, prima facie, there is no likelihood of their absconding. However, to dispel the apprehension of the

prosecution, conditions can be imposed on them.

8. Thus, considering the facts and circumstances of the case, prima facie, no specific allegations appear against the Applicant about causing a grievous injury to the informant. Consequently, considering the allegations against the Applicant, as well as the fact that the investigation has been completed and a charge-sheet has been filed in the Court, in my view, it would not be appropriate to detain the Applicant behind bars.

9. As a result, the Application is allowed. The Applicant shall be released on bail in connection with Crime No. 448 of 2024 registered with CSMT Railway Police Station for the offences punishable under Sections 307 r/w 34 of the IPC, upon furnishing a Personal Bond and a Security Bond of Rs. 25,000/- (Rs. Twenty-five thousand.) with one solvent surety in the like amount on the following conditions that :-

- i) Applicant shall not tamper with the prosecution evidence in any manner till the conclusion of the trial.
- ii) Applicant shall not leave India without prior permission of the Court till the conclusion of the trial.
- iii) Bail application is disposed of.

(ABHAY J. MANTRI, J.)