IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

934 ANTICIPATORY BAIL APPLICATION NO. 1820 OF 2026

VIJAYKUMAR VAIJANATH SWAMI
VERSUS
THE SUPERINTENDENT OF POLICE AND ANOTHER
...
Mr. Rahul Pandhari Cheble, Advocate for Applicant
Mr. N. R. Dayama, APP for the Respondent/State

CORAM : R. M. JOSHI, J.
DATED : 22nd OCTOBER, 2026

PER COURT :-

1. Applicant seeks pre arrest bail in connection with Crime No. 575/2026, registered with Vivekanand Chowk Police Station, District Latur, for the offences punishable under Sections 119(1), 351(2), 351(3) fo the Bharatiya Nyaya Sanhita.

2. First Information Report indicates that an incident had occurred on 08.08.2026 at about 6.00 to 6.30 p.m., in which the present Applicant is alleged to have assaulted the Informant and robbed him of Rs.1,09,890/-.

3. Learned Advocate for the Applicant submits that this is a case of false implication and that no such incident had occurred. He claims that the Applicant has no criminal history.

4. Learned APP opposed the grant of any protection to the Applicant by

referring to the statements of the eyewitnesses to the incident.

5. *Prima facie* perusal of the police papers indicates that the Informant had given a history to the Doctor stating that there was a fight between friends and that he had sustained injuries in the said fight. There is no allegation of robbery in the history given to the Medical Officer. This Court, therefore, finds substance in the contention of the learned Advocate for the Applicant that this could be a case of over-implication. The injury certificate also shows that the injuries caused to the Informant are simple in nature. For the purpose of recovery of the weapon, if any, the Applicant is required to be kept in police custody. Hence, the following order.

ORDER

(i) Application is allowed.

(ii) In the event of arrest of Applicant in connection with Crime No. 575/2026, registered with Vivekanand Chowk Police Station, District Latur, for the offences punishable under Sections 119(1), 351(2), 351(3) of Bharatiya Nyaya Sanhita, he shall be released on bail on furnishing PR Bond of Rs.15,000/- (Rupees Fifteen Thousand only) with one solvent surety in the like amount.

(iii) He shall attend the concerned police station on 26.10.2026 and 28.10.2026 between 11.00 am to 1.00 p.m. as and when called by the Investigating Officer on written intimation.

(iv) He shall not contact the witnesses directly or indirectly.

(v) He shall not interfere with the evidence in any manner

whatsoever.

(vi) He is further directed to cooperate the investigating agency for further investigation.

(vii) Learned APP for the Respondent/State to communicate this order to the concerned Police Station.

(R. M. JOSHI, J.)

ssp