IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

ANTICIPATORY BAIL APPLICATION NO. 1571 OF 2026

Tanaji Shivaji Waghmare And Another
VERSUS
The State Of Maharashtra

WITH CRIMINAL APPLICATION NO. 4008 OF 2026
IN ABA/1571/2026

Dileep Namdev Waghmare
VERSUS
The State Of Maharashtra And Others

WITH ANTICIPATORY BAIL APPLICATION NO. 1222 OF 2026

Netaji Shivaji Waghmare And Another
VERSUS
The State Of Maharashtra

WITH CRIMINAL APPLICATION NO. 4009 OF 2026
IN ABA/1222/2026

Dileep Namdev Waghmare
VERSUS
The State Of Maharashtra And Others

Mr. P. B. Rakhunde, Advocate for applicants in ABA/1571/2026 and ABA/1222/2026
Mr. A. F. Naiknaware, Advocate for applicant in CA/4008/2026 and CA/4009/2026
Mr. S. B. Narwade, APP for respondent-State

CORAM : R. M. JOSHI, J.
DATE : 19th NOVEMBER, 2026

PER COURT :-

1. Applicants seek pre-arrest bail in connection with Crime No. 0133 of 2026 registered with Shiradhon Police Station, Dist. Dharashiv, for the offences punishable under Sections 118(1), 115(2), 352, 119(1), 351(2), 189(2), 190, 191(2) of the Bharatiya Nyaya Sanhita.

2. First Information Report indicates that on 27.05.2026 at about 03:15 PM, an incident had occurred in which present applicants caused assault on the son of the informant. There is allegation against applicant Raviraj that he used sharp edge weapon in order to cause assault on Shrinivas on his head, back and hand. In the said assault, he sustained serious injuries. There is allegation against co-accused of causing assault with stone, stick, fist and kick blows. There is further allegation against applicant Premraj of snatching gold ring from another son of the informant.

3. Learned Counsel for applicants submits that admittedly there are dispute between the parties which creates possibility of false/over implication. It is his submission that even if allegation against applicant Raviraj are accepted to be correct, considering his age and with no criminal history behind him, appropriate order be passed directing him to appear before the Investigating Officer. He also makes a statement that

the applicant will not enter within the jurisdiction of concerned police station till filing of the charge sheet. As far as other applicants are concerned, there are vague allegations against these applicants. On the basis of such vague allegations, their application cannot be rejected.

4. Learned APP and learned Counsel for informant opposed grant of any relief to the applicants. It is their contention by referring to the injury certificate of Shrinivas that there are serious injuries which are attributable to the applicants. As far as applicant Raviraj is concerned, there is specific allegation against him of using sharp edge weapon to cause assault on the Shrinivas and the same is supported by the injury certificate.

5. *Prima facie*, perusal of the record indicates that there are disputes between the parties over the agricultural land. This is further not a case of counter report in respect of the incident. Since, this is not the case of free fight between two groups, it is possible to attribute injuries of the applicants. As far as Raviraj is concerned, he has used sharp weapon to cause assault on Shrinivas. This allegation against applicant Raviraj is supported by injury certificate indicating causing of grievous injury among other injuries. As far as applicant Raviraj is concerned, considering the weapon used in the assault and causing of grievous injuries, his custodial interrogation is necessary. He, therefore,

not entitled for relief. In so far as other applicants are concerned, there are vague allegations against them. The allegations with regard to snatching of gold ring also is not supported by the material on record. In the light of these facts, over implication is possible in view of the dispute between the parties. Having regard to these facts, interim relief granted to the other applicants deserves to be confirmed.

6. Hence, Application of applicant No. 2 in Anticipatory Bail Application No. 1571 of 2026 stands rejected.

7. Applications stand allowed in terms of interim relief granted by orders dated 19.08.2026 and 14.07.2026.

8. Pending application, if any, stands disposed of.

(R. M. JOSHI, J.)

B. S. Joshi