IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

931 CRIMINAL APPLICATION NO. 4859 OF 2025
IN BA/1138/2025

Deepak Bhima Salve
VERSUS
The State Of Maharashtra
.....
Ms. Sonawane Sunita G., Advocate for Applicant
Mr. K. K. Naik, APP for the Respondent - State
.....

CORAM : HITEN S. VENEGAVKAR, J.
DATE : 30.10.2026

PER COURT :

1. Heard the learned Advocate for the Applicant and the learned APP for the Respondent – State.

2. The present Application is filed seeking modification of Condition No. [b], i.e., *"The applicant shall not enter the Village of Baburdi Bend, Ahmednagar, and shall attend the concerned Police Station once every fortnight during the pendency of the trial"*, imposed by this Court while granting bail to the present applicant vide order dated 25.07.2025 passed in Bail Application No.1138/2025.

3. The learned Advocate for the applicant submits that the applicant is the sole breadwinner of his family, which consists of his wife and two minor children. It is further submitted that the family's source of livelihood is agriculture and, due to the applicant's absence from the village where the agricultural land is situated, the agricultural activities cannot be carried out properly.

She submits that because the applicant is out of Village – Baburdi Bend, Ahmednagar, the entire family is facing financial and personal difficulties. The learned Advocate for the applicant prays that the condition be modified and the applicant be permitted to enter the Village - – Baburdi Bend, Ahmednagar.

4. I have perused the order dated 25.07.2025 granting bail to the applicant. The learned APP submits that, the Sessions Trial has commenced and that two out of ten prosecution witnesses have already been examined. He further submits that the witnesses, as well as the complainant, are residents of the same village. According to him, permitting the applicant to enter Village – Baburdi Bend, Ahmednagar, at this stage of the trial may adversely affect the progress of the trial and there is a reasonable apprehension that the applicant may threaten or influence the complainant and the remaining witnesses, thereby creating hurdles in expeditious completion of the trial. The apprehension expressed by the learned APP appears to have some substance. Out of ten prosecution witnesses, only two have been examined and eight witnesses still remain to be examined. In such circumstances, I do not find it appropriate to relax the condition restraining the applicant from entering the said village at this stage. However, I am inclined to relax the condition requiring the applicant to attend the Police Station once every fortnight. Accordingly, the said condition is modified to the extent that the applicant shall attend the concerned Police Station as and when directed by the Investigating Officer, upon giving at least 24 hours' prior notice to the applicant.

5. With the aforesaid modification, the application is partly allowed.

[HITEN S. VENEGAVKAR, J.]

Sameer/Oct-2026