



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

BAIL APPLICATION NO. 2036 OF 2025

SAURABH ALIAS VISHNU SANJAY NEVERE
VERSUS
THE STATE OF MAHARASHTRA

...
Advocate for Applicant : Mr. Samadhan H. Jadhav
APP for Respondent : Mr. P. P. Dawalkar
...

CORAM : SACHIN S. DESHMUKH, J.

DATE : 08-01-2026

PER COURT:-

1. The applicant seeks bail in connection with Crime No. 24 of 2024, dated 15.01.2024 registered with Chalisgaon Police Station, District Jalgaon for the offences punishable under sections 302, 307, 324, 504, 506, 143, 144, 147, 148, 149 of Indian Penal Code and Sections 4 and 25 of the Arms Act and Sections 37(1), 37(4), 135 of Maharashtra Police Act. In the said crime, the applicant was arrested on 23.01.2024. After completion of the investigation, the chargesheet has been filed.

2. It is the prosecution's case that on 14.01.2024, the applicant and nine co-accused, totaling ten individuals, assaulted the deceased and two other using weapons such as a chopper, sword, sickle, bat, and stump. Nine of the accused have been arrested, and three were granted bail. The applicant's name emerged during the course of the police investigation.

3. The learned counsel for the applicant submits that the applicant is falsely implicated in the alleged crime due to rivalry. The applicant is in custody since 23.01.2024. The investigation is complete and the chargesheet is filed. The applicant further submitted that the co-accused No.6 and 7 have been released on bail by the trial Court. Further, co-accused Rahul Koli is also released on bail by this Court vide order dated 18.08.2025. Therefore, prayed that since the applicant is having similar role in the alleged crime, may be released on bail, on the ground of parity.

4. The learned APP has strongly opposed the application submitting that the offence is of serious nature and that the role of the applicant is different than that of the other co-accused. Hence, prayed to reject the application.

5. Having heard the respective counsel from both the sides and upon perusal of the material on record, including the charge sheet indicates that the applicant is of 23 years old and for almost two years, is behind the bars. Moreover, considering the fact that the other co-accused are released on bail coupled with the prolonged incarceration of the applicant, further detention would be unjustified.

6. The investigation is complete for all intent and purpose, resultantly, the chargesheet is filed. Having regard to the number

of the accused and the witnesses which the prosecution proposes to examine, it is very unlikely that the trial can be commenced and concluded within a reasonable period. As such, further detention of the applicant as an under-trial prisoner, in the circumstances of the case does not seem to be either warranted or justifiable. I am, therefore, persuaded to exercise the discretion in favour of the applicant.

7. Hence, the following order:-

ORDER

- (i) Bail application is allowed.
- (ii) Applicant, Saurabh Alias Vishnu Sanjay Nevere, be released on bail on furnishing P.B. and S.B. of Rs.1,00,000/- (Rupees One Lakh), with one solvent surety of the like amount in Crime No. 24 of 2024 dated 15.01.2024 registered with Chalisgaon Police Station, District Jalgaon for the offences punishable under sections 302, 307, 324, 504, 506, 143, 144, 147, 148, 149 of Indian Penal Code and Sections 4 and 25 of the Arms Act and Sections 37(1), 37(4), 135 of Maharashtra Police Act, on the conditions that;
 - (a) The applicant, upon being released on bail, shall not contact the informant, in any manner whatsoever, during the pendency of the trial.
 - (b) The applicant shall co-operate with the trial Court and he shall attend each and every date, unless exempted by the trial Court, for reasons to be recorded in writing.

- (c) The applicant shall not tamper with the evidence of the prosecution and he shall not influence the informant, witnesses and other persons concerned with the case.
- (d) The applicant, upon being released on bail, shall place on record of the trial Court the details of his Contact Number and residential address with updates in case of any change.

8. Needless to say, in case of violation of any of the aforesaid conditions, the bail granted to the applicant shall be liable to be cancelled.

9. It is also clarified that the observations made in this order are limited to the disposal of the present bail application. The concerned Court shall proceed further in the matter without being influenced by the observations made hereinabove.

[SACHIN S. DESHMUKH]
JUDGE

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