



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

BAIL APPLICATION NO. 2288 OF 2025

ROHAN MOKHAN SHINDE

VERSUS

THE STATE OF MAHARASHTRA AND ANOTHER

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Advocate for Applicant : Mr. Yuvraj S. Choudhari

APP for Respondents-State : Mr. C. V. Bhadane

Advocate for Respondents : Mr. Shashikant Shekade

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CORAM : SACHIN S. DESHMUKH, J.

Date : 14th January, 2026

ORDER :-

1. The applicant has approached this Court seeking regular bail in connection with FIR dated 11.08.2024 bearing Crime No. 512 of 2024 registered with Karjat Police Station, Dist. Ahilyanagar for the offences punishable under Sections 137(2), 64(1), 64(2), 64(2)(a), 64(2)(i), 64(2)(m) of the Bharatiya Nyaya Sanhita, 2023.

2. The complaint came to be lodged with an assertion that the daughter of informant is missing. Resultantly, a search was conducted in the town and amongst relatives. An inquiry was also conducted regarding the missing daughter. The missing report was lodged with an assertion that the victim has been kidnapped by the unknown person. It is alleged that the statement of the victim was

recorded wherein the victim averred that on 10.08.2024 at approximately 11:00 am, while she was outside the college gate, the applicant / accused arrived in a four-wheeler vehicle. The accused is alleged to have expressed his affections towards the victim and promised to solemnize marriage with her and even the victim accompanied. Subsequently, the applicant is alleged to have kidnapped the victim by inducing her under the false promise of marriage. The victim was taken to various places and during their stay at those places, applicant has committed physical assault with the victim.

3. The learned counsel for the applicant submits that the applicant is an innocent person and has not committed the alleged offence. The victim joined the company of the applicant of her own accord and was not subjected to any victimization. The investigation is complete and the charge-sheet is also filed. Nothing remains to be recovered or discovered at the instance of applicant. Hence, further incarceration of the applicant is not warranted. As such, it is prayed that the application may be allowed. Even the father of the victim has presented an affidavit supporting the application of the applicant.

4. The learned APP has vehemently opposed the

application, submitting that the applicant has kidnapped the victim under the false promise of marriage, and as such, has indulged in a serious offence. If the applicant is enlarged on bail, there is every possibility of tampering with the prosecution evidence. As such, it is prayed that the application be rejected.

5. Considering the submissions of both the sides and perusing the material on record, it appears that initially, the report of kidnapping of daughter is lodged and after recording the statement of victim, the other offences were added. Prima facie, it appears that the victim has joined the company of the applicant who is of contemporaneous age.

6. As such, prima facie it appears that the victim consciously participated in the act. Thus, the factual matrix of the case does not reflect any active inducement or coercive conduct on the part of the accused. The filing of an affidavit by the victim's father indicates a favorable consideration supporting the present bail application.

7. Apart from the aforesaid aspect, the investigation of the case is complete and the charge-sheet is also filed. Nothing remains to be recovered at the instance of applicant. Thus, no fruitful purpose would be served by keeping the accused behind the

bar.

8. Keeping in view the peculiar facts and circumstances of the case, the applicant's right to liberty needs to be upheld by imposing stringent conditions. The learned APP's apprehension about tampering with the prosecution evidence can be adequately taken care of by imposing stringent conditions. In that view of the matter, the applicant deserves to be released on bail.

9. Hence, following order is passed :-

ORDER

- (I) Application is **allowed**.
- (II) Applicant – Rohan Mohan Shinde be released on regular bail on furnishing P.R. bond of Rs. 50,000/- (Fifty Thousand Only) with one or two local solvent sureties in the like amount, in connection with Crime No. 512 of 2024 registered with Karjat Police Station, Dist. Ahilyanagar for the offences punishable under Sections 137(2), 64(1), 64(2), 64(2)(a), 64(2)(i), 64(2)(m) of the Bharatiya Nyaya Sanhita, 2023, on the following conditions :-
 - (a) The applicant shall attend each and every date of the Trial Court, unless exempted by the Trial Court.
 - (b) The applicant shall submit his Aadhar and Pan Card to the Investigation Officer and detailed addresses and

phone numbers of applicant and two of the near relatives.

(c) In case of breach of any of the conditions by the applicant, it is open for the Prosecution to move this Court seeking cancellation of bail.

(III) Needless to states that the observations rendered herein are to the extent of this application and the trial court shall not be influenced by the same.

(SACHIN S. DESHMUKH, J.)

Omkar Joshi