



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

BAIL APPLICATION NO. 2521 OF 2025

SHRAVAN SURESH PIMPALE
VERSUS
THE STATE OF MAHARASHTRA

...
Advocate for Applicant : Mr. Joyeb I. Shaikh
APP for Respondent : Mr. B. B. Bhise
...

CORAM : SACHIN S. DESHMUKH, J.

DATE : 17-01-2026

PER COURT:-

1. The applicant seeks bail in connection with Crime No.632 of 2023, dated 26.07.2023 registered with Waluj Police Station, Aurangabad, for the offences punishable under sections 307 read with Section 34 of the Indian Penal Code and Sections 3 and 25 of the Arms Act. In the said crime, the applicant was arrested on 16.11.2023. After completion of the investigation, the chargesheet has been filed.

2. It is the prosecution case that on date of the incident, the applicant and an unknown male companion arrived on a motorcycle, parking it some distance from the informant's house. The informant was standing in front of the house with his brother, sister, and a person named Ajay. Suddenly, the Applicant appeared, began loading a bullet into his revolver, and advanced toward the group. Upon seeing the Applicant approaching, the informant immediately rolled down the property's security shutter.

The Applicant discharged one round in the direction of the shutter; the bullet pierced the shutter and struck the informant's knee, tearing his pants and inflicting an injury. The applicant then allegedly verbally abused the informant and issued a death threat before fleeing the scene. Hence, lodged the report.

3. The learned counsel for the applicant submits that the allegations made by the informant in the first information report are entirely false. The applicant is in prolonged custody of more than two and half years. Apart from the offence of Section 307 of the Indian Penal Code which is falsely charged against the applicant, the other offences are non cognizable. It is further submitted that the applicant is willing to obey all the conditions as imposed by this Court for bail.

4. The learned A.P.P. has strongly opposed the application submitting that the offense is of serious nature and that the accused is a habitual offender. Further expressed the apprehension that the if the applicant is released on bail, there is a possibility of the applicant fleeing away and evading the trial.

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 has been in custody since 16.11.2023, exceeding two and a half years. Moreover, the nature of the injury sustained by the informant is simple, as per the injury certificate

issued by the private hospital. When confronted about the progress in trial, the learned A.P.P. has failed to demonstrate any progress.

6. As held in the case of ***Javed Gulam Nabi Shaikh Vs. State of Maharashtra and others; MANU/SC/0609/ 2024, dated 03.07.2024***, the Honourable Apex Court has observed that the right to a speedy trial is fundamental, and lengthy detention, especially when a trial is unlikely to finish soon, becomes punitive and unlawful. The applicant should be granted bail to ensure their presence during trial, as further custody would infringe their constitutional rights.

7. 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.

8. Hence, the following order:-

ORDER

(i) Bail application is allowed.

- (ii) Applicant, Sharavan Suresh Pimpale, be released on bail on furnishing P.B. and S.B. of Rs.50,000/-, with one solvent surety of the like amount in Crime No.632 of 2023, dated 26.07.2023 registered with Waluj Police Station, Aurangabad, for the offences punishable under sections 307 read with Section 34 of the Indian Penal Code and Sections 3 and 25 of the Arms 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.
- (iii) 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, by the trial Court without reference to this Court.
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, J.]