



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

BAIL APPLICATION NO. 221 OF 2026

Anil Rama Kale

..APPLICANT

VERSUS

State of Maharashtra

..RESPONDENT

....
Mr. A.N. Nagargoje, Advocate for applicant
Mr. S.V. Hange, A.P.P. for respondent – State
....

CORAM : RAJNISH R. VYAS, J.
DATE : 17th MARCH, 2026

PER COURT :

. This is an application for grant of bail by the applicant, who was not named in the F.I.R. No. 316 of 2025 dated 26th September, 2025 registered with Beed Gramin Police Station, Dist. Beed for the offences punishable under Sections 3(5) and 309(6) of the Bharatiya Nyaya Sanhita.

2. The said F.I.R. was registered by Shridharbabu Kadba against three unknown persons, who has stated that on 25th September, 2025 when the vehicle in which he alongwith his driver was traveling, as he wanted to sleep, vehicle was stopped near Sambhaji Chowk, Beed. After sometime at about 05:20 a.m., three unknown persons came, opened the door of the vehicle,

took out the driver and assaulted him. Thereafter they forcibly snatched the gold chain, ring and bracelet, so also the bag containing various papers, cheque books and silver coin. On the basis of aforesaid information, criminal law was set in motion. During the course of investigation the applicant was arrested on 21st December, 2025. So far as recovery is concerned, learned counsel for the applicant and learned A.P.P., relying upon page no.84 of the charge-sheet, submit that it was from the co-accused – Rahul Kale. In this background, learned counsel for the applicant submitted that since the accused were not subjected for test identification, prima facie case is not make out against the accused persons.

3. Per contra, learned A.P.P. contended that the manner in which the incident had taken place, would clearly reveal that the accused had an intention to commit the offence and the maximum punishment prescribed is of life imprisonment.

4. With the help of respective counsels I have gone through the record of the case. The F.I.R. in question was registered against the unknown persons. The prosecutor has fairly admitted that no test identification parade was conducted. It is further not disputed that there is no recovery at the instance of present applicant. Accordingly, I come to the conclusion that the applicant has made out prima facie case, since the connecting material to

prove the charge is prima facie not produced on record. In that view of the matter, following order is passed :-

ORDER

- (I) Bail application is allowed.
- (II) The applicant be released on bail on furnishing P.R. bond in the sum of Rs.25,000/- (Rupees Twenty Five Thousand) with solvent surety in the like amount, in connection with F.I.R. No. 316 of 2025 dated 26th September, 2025 registered with Beed Gramin Police Station, Dist. Beed for the offences punishable under Sections 3(5) and 309(6) of the Bharatiya Nyaya Sanhita.
- (III) The applicant shall not influence the witnesses and tamper the evidence.
- (IV) Registration of similar offence against the present applicant would result into cancellation of bail granted in his favour.

(RAJNISH R. VYAS, J.)

SSD