



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

933 BAIL APPLICATION NO. 331 OF 2026

Dhanraj Supadu Suralkar,
Age 53 years, Occ. Labour work,
R/o. At Kasba Pipri, Tq. Jamner,
Dist. Jalgaon.

... **Applicant.**

VERSUS

The State of Maharashtra,
Through the Officer incharge,
Fattepur Police Station, Jalgaon

... **Respondent**

...
Advocate for Applicant : Ms. Meenal S. Deshmukh h/f Mr. Harshal U.
Nandre
Addl.P.P. for Respondent : Mr. A. R. Kale

...
CORAM : **SHAILESH P BRAHME, J.**
DATE : **26.03.2026**

PER COURT :

Heard both sides.

2. The applicant is seeking regular bail in connection with Crime No. 102/2025 registered with Fattepur Police Station, Dist. Jalgaon, for the offences punishable under Section 103 (1), 238, 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. It is alleged that informant/Police Patil was given information that dead body of Shubham was found at Choukhambe road which was between Kasba Pimpri to Pimpalgaon. The signs of assault and injuries were seen on the body. During the course of the investigation, it transpired that applicant, who is father of the deceased and co-accused committed murder of the deceased by smashing his head with a deadly weapon and the dead body was thrown near the field of Rauf Shaikh. It further transpired that

Shubham was troublesome and was even addicted to liquor. Hence, the family members committed overt act.

4. The learned counsel for the applicant submits that there is no direct evidence. First information report and the statement of the witnesses do not spell out any incriminating role against him. He is being implicated out of suspicion. It is submitted that the recovery of the vehicle and the medical evidence can be tested during the course of the trial. As investigation is over there is no need to keep the applicant behind bar any further.

5. Learned A.P.P. opposes the application. It is submitted that the circumstantial evidence would connect the applicant with the crime. The deceased has been brutally injured and relevant material is collected to show his involvement in the crime.

6. The applicant is in jail since 22.06.2025. Charge-sheet is filed on 29.08.2025. There is no direct material against him. Learned counsel is right in contending that due to suspicion he is implicated in the offence. There is sufficient incarceration and his custody is no more required.

7. The CCTV footage and blood stained motor cycle can be dealt with during the course of trial. Panchnama recorded under Section 23(2) does not, *per se* carry probative value. It can be used for limited purpose. Bail cannot be denied due to the contents, which are not admissible in evidence. There are no criminal antecedents against the applicant. He is entitled to be released on bail.

8. Bail Application is allowed.

9. The applicant shall be released on bail in connection with Crime No. 102/2025 registered with Fattepur Police Station, Dist. Jalgaon, for the offences punishable under Section 103 (1), 238, 3(5) of the Bharatiya Nyaya Sanhita, 2023, on following conditions:

(a) The applicant shall furnish P.R. bond of Rs. 20,000/- (Rs. Twenty Thousand only) with one solvent surety of like amount.

(b) The applicant shall not tamper with prosecution evidence or contact with the prosecution witnesses in any manner.

(c) The applicant shall furnish his mobile/cell number and address to the investigating officer.

10. Bail Application is disposed of.

(SHAILESH P. BRAHME, J.)

mkd/-