IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR

CRIMINAL APPELLATE JURISDICTION

CR. ANTICIPATORY BAIL APPLICATION NO. 612 OF 2026

Yash Sanjay Shinde ...Applicant

Versus

The State Of Maharashtra And Ors ...Respondents

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Adv. Ritesh M. Thobde i/b Adv. Darshan Singh Rajpurohit, for Applicant.
Mr. S. H. Yadav, APP for the Respondents-State.
Adv. Onkar R. Waghule, Appointed Advocate for Respondent No.3.
Mr. Maske (API), Karmala Police Station, Solapur Rural, present.

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CORAM : SHAILESH P. BRAHME, J.

DATE : 28th OCTOBER, 2026.

P.C. :

Heard.

2. The applicant is seeking pre-arrest bail in connection with Crime No.828 of 2026, registered with Karmala Police Station, Solapur Rural, for the offences punishable under Section 108 of the Bharatiya Nyaya Sanhita, 2023.

3. The informant is the father of the deceased who committed suicide in the night intervening 14.09.2026 to 15.09.2026 at her residence. The informant was intimated by the applicant himself at the odd hours to see as to what his daughter was doing. When the

informant rushed to her room, she was found hanging.

4. Learned counsel for the applicant submits that the deceased was in love with the applicant. They had friendship for last more than one year which was known to the parents. There was no intention on his part that his fiancee would commit the suicide. The alleged harassment has not been surfaced. There is no proximity. It is submitted that either in the spur of moment or because of highly sensitive temperament the suicide has been committed.

5. Learned APP has opposed the submissions. It is submitted that due to the erratic behavior of the applicant, the victim was constrained to end her life. There was constant chat between the parties and for that purpose custodial interrogation is required. The last message between them is incriminating. The investigation is incomplete and, therefore, custody is required to examine as to the role of the applicant.

6. Learned counsel for the respondent No. 3 adopts the submissions of the learned APP appearing for the respondents -State. Additionally, it is submitted that the correspondence between the parties on WhatsApp chat is relevant and incriminating.

7. From the First Information Report and the documents produced on record, it is clear that the applicant and victim were knowing each other and they are from the same place. They are studying together. The possibility of knowledge of their friendship to the parents of the victim

cannot be ruled out. First Information Report spells out that a call was received from the applicant naming the informant as Kaka and then informing about Pooja. I do not find that there is *mens rea* for the applicant to see that victim commits suicide.

8. With the assistance of learned counsels, I have gone through the WhatsApp chat between applicant and the victim. I am of the considered view that victim is over sensitive. The relations between them appears to have been strained for some reason. It is incomprehensible as to why she did not disclose the harassment, if any either to her parents or close relatives or the friends. I do not find that the harassment as alleged is of such a magnitude so as to drag her to commit suicide.

9. The counsel for the applicant makes a candid statement that his client would cooperate the investigating agency and produce all the relevant materials necessary for the completion of the investigation. Hence, I pass the following order :

::ORDER::

(i) Anticipatory Bail Application is allowed.

(ii) In the event of arrest of the applicant shall be released on bail in connection with Crime No.828 of 2026, registered with Karmala Police Station, Solapur Rural, for the offences punishable under Section 108 of

the Bharatiya Nyaya Sanhita, 2023, on furnishing P. R. Bond in the sum of Rs.25,000/- with one or more solvent sureties in the like amount on following conditions :

(a) The applicant shall not tamper with the prosecution evidence and contact the prosecution witnesses.

(b) The applicant shall furnish contact number of himself or his close relative/friend.

(c) The applicant shall furnish his contact number to the Investigating Officer.

(d) The applicant Shall surrender his Aadhar Card and PAN Card to the Investigating Officer, if any.

(e) The applicant shall attend the concerned Police Station on every Sunday between 10.00 a.m. to 02.00 p.m till filing of the Charge-Sheet.

(f) The applicant shall co-operate for expeditious disposal of the trial and attend the dates punctually.

(iii) The fees of the counsel, Mr. Onkar R. Waghule, appearing for respondent No.3 is quantified at Rs.7,000/- for assisting the Court.

(iv) Anticipatory Bail application is disposed of accordingly.

[SHAILESH P. BRAHME, J.]