IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR
CRIMINAL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 731 OF 2026
IN
INTERIM APPLICATION NO. 437 OF 2026
IN
CRIMINAL APPEAL NO.190 OF 2026

Ashok Ramchandra Panchal ...Applicant

V/s.

The State of Maharashtra ...Respondent

...

Ms. Bhagyashri Mangal, for the Applicant.
Mr. Kumar V. Sate, Additional Public Prosecutor, for the Respondent-State.

...

Coram : ABHAY AHUJA &
NEERAJ P. DHOTE, JJ.
Date : 2nd November, 2026

P. C. :

1. This Interim Application seeks modification of the order dated 9th October 2026.

2. When the matter is called out, learned counsel submits that although while allowing suspension of the sentence, this Court had imposed one condition of furnishing P. R. bond of Rs.15,000/- by the Applicant with one surety in the like amount, however, since the Applicant is a senior citizen aged 73 years and also that the Applicant is unable to

arrange the sureties, the Applicant may be permitted to be released on execution of P. R. bond of Rs. 15,000/- without insisting upon the sureties, as the Applicant is facing genuine difficulty.

3. It is submitted that the said approach is consistent with the directions issued by the Hon'ble Supreme Court in SMWP (Cri.) No. 4 of 2021 with respect to execution of bail orders and the plight of under-trial prisoners, who continue to remain in custody despite having been granted bail. Ms. Mangale, learned counsel submits that this Court may consider the request.

4. Mr. Saste, learned Public Prosecutor for the State leaves it to the orders of this Court submitting that this Court may consider the directions issued by the Hon'ble Supreme Court as submitted by the learned counsel for the Applicant.

5. Having heard the learned counsel and having considered the submissions, this Court is inclined to allow the Application in terms of prayer clauses (a), (b), and (c), which reads thus:

> *"(a) Pending the surety this Hon'ble Court may be pleased to permit the Applicant to be released on execution of P. R. Bond of Rs. 15,000/-.*
>
> *(b) This Hon'ble Court may be pleased to permit the Applicant to furnish the requisite sureties within a period of four weeks from date of his release.*

(c) This Hon'ble Court may be pleased to modify the condition no.(iii) of the Order dated 9th October, 2026 to the aforesaid extent."

6. The Interim Application accordingly stands allowed.

7. The order dated 9th October 2026 to accordingly stand modified.

[NEERAJ P. DHOTE, J.] **[ABHAY AHUJA, J.]**

RAJU DATTATRAYA GAIKWAD
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Date: 2026.11.02 21:00:41 +0530