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

CR. ANTICIPATORY BAIL APPLN. NO. 681 OF 2026

Lakhan @ Laxman Sachin Pawar and Another ...Applicants

V/s.

The State of Maharashtra and Another ...Respondents

Mr. Kalpesh U. Patil with Mr. Aditya R. Patil, for the Applicants.
Mr. Nitin B. Patil, APP, for the Respondents-State.

CORAM : NEERAJ P. DHOTE, J.
DATE : 19th NOVEMBER, 2026

P. C. :

1. This is the application for anticipatory bail in Crime No. 414 of 2026 registered with Akluj Police Station, District Solapur (Rural), against the Applicants and the co-accused for the offences punishable under Sections 119(1), 118(1), 115(2), 351(2), 352, 189(2), 190 and 191(3) of the Bharatiya Nyaya Sanhita, 2023 ('**BNS**'). Subsequently, Sections 118(2) and 351(3) of the BNS came to be included.

2. The aforesaid crime is registered on the report lodged by the informant, Abhiman Shrimant Thite. According to the prosecution, the informant resides with his family on the given address. The informant is

cultivating the agricultural field bearing Gat No.56 situated at Village Umbre (Velapur), Taluka – Malshiras, District – Solapur, which is owned by one Gopal Prabhakar Kulkarni. The civil dispute in respect of the said agricultural land is pending before the Civil Court between the owner and his relatives. The relatives of the owner executed the sale deed in respect of the said agricultural land in favour of Anita Sachin Pawar, who is Accused No. 6. On 9th June 2026 at 11.00 a.m., when the informant and his sons Ajit and Amol were working in the said agricultural field, the Applicants and the co-accused came on the spot and assaulted the informant and his sons. After the assault, the accused persons left. The incident was reported to the concerned police station and the aforesaid crime came to be registered.

3. It is submitted by the learned counsel for the Applicants that, due to the civil dispute, the false case has been registered. For the same incident, the prior FIR No.0412 of 2026 came to be registered with the same police station against the informant and his family members for the offences punishable under Sections 74, 118(1), 115(2), 352, 351(2), 119(1), 189(2), 189(4), 191(2), 191(3), 190 and 126(2) of the BNS. The informant has filed an affidavit before the learned Sessions Court exonerating Accused Nos.7, 8 and 9 from the incident. He submits that, the Applicants are students and the weapons used in the incident are

already recovered. The Applicants are ready to cooperate with the investigation. He submits that, the application be allowed.

4. The application is opposed by the learned APP. He submits that, the Applicants are named in the FIR. The role of assault is attributed to the Applicants. The report is corroborated by the statements of the eye-witnesses. The injury certificate of Amol - son of the informant shows the grievous injuries suffered in the assault. The learned Sessions Court has rightly rejected the application. He submitted that, the application be rejected.

5. With the assistance of both the sides, perused the papers on record. According to the informant, the Applicants assaulted him and his son Ajit by wooden stick and wire cable. Undisputedly, there is no medical certificate of the informant and his son Ajit. The informant does not attribute the role of assault by the Applicants on his another son Amol. The copy of the informant's affidavit on record goes to show that he had named Accused No. 7 - Trupti, Accused No. 8 - Sudhir and Accused No. 9 – Sudhakar out of anger and gives them clean chit. The order passed by the learned Additional Sessions Judge, Malshiras rejecting the anticipatory bail application of the Applicants shows that, the weapons, such as cycle chain, wooden log, stick, cable wire have been seized. The papers on record go to show that, the investigation is complete and the charge-sheet

has been submitted against the co-accused. The learned Sessions Court records that the Applicants were students. Considering all these aspects of the matter, I am of the considered view that, the investigation against the Applicants is possible without their custodial interrogation. In the facts and circumstances of the case, I am inclined to pass the following order:

ORDER

i) In the event of arrest of the Applicants namely Applicant No.1 - Lakhan @ Laxman Sachin Pawar and Applicant No.2 – Samadhan Sachin Pawar in connection with Crime No. 414 of 2026 registered with Akluj Police Station, District Solapur (Rural), they be released on P.R. bond of Rs. 15,000/- (Rupees Fifteen Thousand only) each, with one surety in the like amount.

ii) The Applicants shall report to the concerned police station on every Monday between 4.00 p.m. to 6.00 p.m. until further orders.

iii) The Applicants shall cooperate with the investigating machinery.

iv) The Applicants shall not tamper with the prosecution evidence in any manner.

v) The Application is disposed of.

[NEERAJ P. DHOTE, J.]

RAJU DATTATRAYA GAIKWAD
Digitally signed by RAJU DATTATRAYA GAIKWAD
Date: 2026.11.19 17:33:41 +0530