

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

CRIMINAL BAIL APPLICATION NO. 12 OF 2026

Akash Suresh Raichur

VERSUS

State of Maharashtra

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Mr. Ritesh Thobde a/w Mr. Changdev Shingade, Mr. Darshan, Mr. Mervin, and Mr. Pushkaraj, Advocate for Applicant.

Mr. Anand Subhash Shalgaonkar, APP for the Respondent-State.

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CORAM : SACHIN S. DESHMUKH, J.

DATE : 25th MARCH, 2026.

P. C. :

1. The applicant seeks regular bail in connection with C.R. No. 434 of 2025 dated 16/09/2025 registered with Vijapur Naka Police Station, District Solapur for the offences punishable under Sections 109, 352, 324(4), 3(5) of the *Bhartiya Nyaya Sanhita, 2023* and Sections 4 and 25 of the Arms Act.

2. The prosecution case is that, on 15th September 2025 at about 23:30 hours, while returning home from Swami Vivekanand Nagar, complainant was intercepted by the applicant and his associate, who arrived on a motorcycle. Following a verbal altercation from a prior dispute, the applicant armed with an iron sickle (*Koyta*),

intentionally assaulted the Complainant by striking him first on the right shoulder and then on the head, causing grievous bodily injuries with the alleged intent to cause death and subsequently, the co-accused caused criminal mischief by damaging the Complainant's motorcycle before fleeing the scene. Hence, the report is lodged.

3. Learned Counsel for the applicant submits that it is the case of over implication since the medical certificate which indicates the injuries are simple in nature. In any case, the victim is discharged from the hospital. As such, further incarceration of the applicant would be unjustified.

4. Per contra, learned APP opposed the application submitting that involvement of the applicant is reported by the injured with the lethal weapon. As such, same dis-entitles the applicant to be admitted to the bail.

5. Upon considering the submissions of learned counsel for the applicant and learned APP, prima facie it appears that it is the case of over implication since the medical injuries are simple in nature. Investigation is complete for all intent and purpose. Resultantly, charge-sheet is filed.

6. As such, further incarceration of the applicant would be

unjustified. Nevertheless, the investigation is complete for all intent and purpose and the charge-sheet is filed to that effect. Having regard to the number of witnesses which the prosecution seeks to examine, the trial is unlikely to conclude within a reasonable period

7. Hence, following order.

ORDER

I. The bail application is allowed.

II. Applicant - Akash Suresh Raichur be released on bail, on furnishing PR. bond in the sum of Rs.50,000/- (Rs.Fifty Thousand) with one or two local solvent sureties, in the like amount, in connection with C.R. No. 434 of 2025 dated 16/09/2025 registered with Vijapur Naka Police Station, District Solapur for the offences punishable under Sections 109, 352, 324(4), 3(5) of the *Bhartiya Nyaya Sanhita, 2023* and Sections 4 and 25 of the Arms Act, on the following conditions :-

(a) The applicant shall not pressurize the prosecution witnesses and tamper with the prosecution evidence, in any manner.

(b) The applicant shall attend the trial on each and every date unless exempted by the trial Court.

(c) The applicant shall submit Aadhar and Pan Cards to the Investigating Officer and detailed address and phone numbers and two of the near relatives.

(d) In case of breach of any of the conditions by the applicant, it is open for the Prosecution to approach the concerned Court seeking cancellation of bail, notwithstanding the fact that this Court has granted bail.

III. Needless to state that the observations rendered herein are to the extent of this application and the trial Court shall not be influenced by the same.

[SACHIN S. DESHMUKH, J.]

IRESH
MASHAL

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