

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

CRIMINAL BAIL APPLICATION NO. 292 OF 2026

Dattaguru Balkrushna Madav

VERSUS

The State of Maharashtra And Another

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Mr. D. M. Latake a/w Mr. Nikhil D. Gore and Mr. Pritam P. Gurav,
Advocate for Applicant.

Mr. Nitin B. Patil, APP for the respondents-State.

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CORAM : SACHIN S. DESHMUKH, J.

DATE : 24th APRIL, 2026

P. C. :

1. The applicant seeks regular bail in connection with C.R. No. 687 of 2025 dated 22.10.2025 registered with Shivajinagar Police Station, District Kolhapur for the offences punishable under Sections 75(1), 189(2), 191(2)(3), 190, 352, 351(2), 118(1), 115(2) of the *Bhartiya Nyaya Sanhita, 2023* and Section 135 of the Maharashtra Police Act.

2. Learned Counsel for the applicant submits that the applicant has been falsely implicated in the case. The alleged incident occurred on account of trivial reason. The injuries are simple in nature. The applicant is in custody for more than six months. Investigation is completed and the charge-sheet is filed. The trial is

unlikely to conclude within a reasonable period. As such, further incarceration of the applicant is not required. Hence, prayed to allow the application.

3. Per contra, learned APP opposed the application submitting that the offence is serious in nature. An apprehension is also expressed that if the applicant is enlarged on bail, there is every possibility of tampering prosecution witnesses. Hence, prayed to reject the application.

4. Having heard the submissions from both the sides and upon perusal of the record including charge-sheet *prima facie* it appears that it is the case of over implication. The injuries sustained by the victim in the alleged incident is of simple nature. The applicant is in custody since his arrest on 24.10.2025 i.e. for more than six months.

5. Nevertheless, the investigation is complete for all intent and purpose, resultantly, the charge-sheet is filed. Having regard to the number witnesses which the prosecution proposes to examine, it is very unlikely that the trial can be commenced and concluded within a reasonable period. In this view of the matter, further incarceration of the applicant would be unjustified.

6. As far as the apprehension expressed by the learned A.P.P. in relation to tampering prosecution witnesses is concerned, the same can be adequately taken care of by imposing stringent conditions. I am, therefore, persuaded to exercise the discretion in favour of the applicant.

7. Hence, the following order :-

ORDER

- I. The bail application is allowed.
- II. Applicant - Dattaguru Balkrushna Madav, be released on bail, on furnishing P.R. 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. 687 of 2025 dated 22.10.2025 registered with Shivajinagar Police Station, District Kolhapur for the offences punishable under Sections 75(1), 189(2), 191(2)(3), 190, 352, 351(2), 118(1), 115(2) of the *Bhartiya Nyaya Sanhita, 2023* and Section 135 of the Maharashtra Police 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.]