

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR
CRIMINAL APPELLATE JURISDICTION
ANTICIPATORY BAIL APPLICATION NO.216 OF 2026**

1. Prajwal Vishwas Gadade
2. Abhishek Vishwas Gadade
3. Viraj Sayaji Kale ... Applicants

Versus

The State of Maharashtra and another ... Respondents

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Mr. Rahul B. Khot, for the Applicants.

Mr. N.B. Patil, A.P.P for Respondents - State.

Mr. Ajay Mane, ASI Palus Police Station, Sangli present.

CORAM : M. W. CHANDWANI, J.

DATE : 29th APRIL, 2026.

P.C. :

1. The applicants are apprehending arrest in connection with Crime No. 0037 of 2026 registered with Palus Police Station, District Sangli for the offences punishable under Sections 118 (1), 119 (1), 332 (c), 115, 352, 351 (2), 351 (3) r/w 3 (5) of the Bhartiya Nyaya Sanhita, 2023.

2. Heard the learned counsel for the applicants and the learned A.P.P for the non-applicant – State.

3. It appears that on 11th February 2026, when the complainant was proceeding towards his residence at 11.00 p.m, the upper light of Ashok Leyland transport vehicle No. MH-10-DT-4818 which was stationed on the road, flashed directly into his eyes. The complainant requested Applicant Nos. 1 and 2 who were travelling in the said truck, to dim the headlights (give dipper); however, they did not listen. The complainant thereafter proceeded back to his residence. It is alleged that at about 11:30 p.m., while the complainant was having dinner, applicant Nos.1 and 2 forcibly entered the house of the complainant, pushed his old aged mother aside when she opened the door, dragged him outside and assaulted him by means of sticks and a tommy. Applicant No. 3 arrived there and started assaulting the complainant alongwith other accused. Due to said assault, the complainant sustained injuries on multiple parts of his body including his thighs, back and chest. The complainant was admitted to Civil Hospital, Sangli. It is further alleged that Applicant No.1 had also taken away the gold chain of the complainant during the altercation. Based on the complaint, the aforesaid crime came to be registered against the applicants.

4. The applicants brutally and mercilessly assaulted the complainant by inflicting blows with fists, kicks and a tommy. The act of forcibly entering into the house of a person during the late hours of night and assaulting him therein, without any sudden provocation, is grave and serious. There was a gap between the verbal altercation on account of upper lights of the vehicle and the incident of brutal assault on the complainant which indicates that the act of the applicants was premeditated. The criminal antecedents of the applicants are as follows:-

Applicant No.1 - Prajwal Vishwas Gadade

Sr. No.	Police Station	Crime No.	Sections	Status
1.	Palus	382/2021	324, 323, 504, 506 r/w 34 of the Indian Penal Code	Acquittal
2.	Kadegaon	141/2022	379 r/w 34	<i>sub judice</i>
3.	Palus	59/2024	341, 323, 504, 506 r/w 34 of the Indian Penal Code and sections 37 (1) (3) of the Maharashtra Police Act and 3(1) (r) of the the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989.	<i>sub judice</i>
4.	Palus	230/2022	323, 504 r/w 34 of the Indian Penal Code, 1860	Non cognizable
5.	Palus	98/2024	504, 506 of the Indian Penal Code, 1860	Non cognizable

Applicant No.2 - Abhishek Vishwas Gadade

Sr. No.	Police Station	Crime No.	Sections	Status
1.	Palus	382/2021	324, 323, 504, 506, r/w 34 of the Indian Penal Code, 1860	Acquittal
2.	Palus	63/2023	295-A of the Indian Penal Code r/w Section 3 (1) (5) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 r/w section 66 (c) of the Information Technology Act, 2000.	<i>sub judice</i>
3.	Palus	59/2024	341, 323, 504, 506 r/w 34 of the Indian Penal Code, 1860 sections 37 (1) (3) 135 of	<i>sub judice</i>

			the Maharashtra Police Act and 135, 3(1) (r) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989.	
4.	Palus	Non cognizable 230/2022	323, 504 r/w 34 of the Indian Penal Code, 1860	sub judice

Applicant No.3 – Viraj Sayaji Kale

Sr. No.	Police Station	Crime Number	Sections	Status
1.	Palus	340/2022	451, 323, 504, 506 r/w 34 of the Indian Penal Code, 1860	<i>sub judice</i>
2.	Palus	91/2025	115, 352, 351 (2) (3), 3(5) of the Bhartiya Nyaya Sanhita, 2023	Non cognizable

5. Considering the injuries sustained by the complainant and the fact that the applicants have criminal antecedents of similar nature, no case is made out for exercising the discretion to grant extraordinary relief in favour of the applicants, more particularly when the weapons are yet to be recovered.

6. Accordingly, the application is rejected.

[M. W. CHANDWANI, J.]