HARSHADA H. SAWANT
(P.A.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

BAIL APPLICATION NO.1469 OF 2026

Dipak Sandip Bhise .. Applicant

Versus

The State of Maharashtra .. Respondent

.....

- Ms. Pooja Agarwal a/w. Mr. Prakash Chavan and Mr. Amol Ghuge, Advocates for Applicant.
- Ms. Anuja S. Gotad, APP for Respondent.

.....

CORAM : MILIND N. JADHAV, J.

DATE : OCTOBER 05, 2026

P.C.:

1. Heard Ms. Agarwal, learned Advocate for Applicant and Ms. Gotad, learned APP for Respondent.

2. This is an Application under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking Bail in connection with C.R. No.65 of 2025 registered with Uttamnagar Police Station for offences punishable under Section 103(1) of the Bharatiya Nyaya Sanhita, 2023.

3. The Applicant is indicted for committing the murder of his wife and he is under arrest from 16.05.2025. The case of prosecution leading to the fatal incident is on the basis of a singular assault by wooden stick. Evidence is circumstantial in nature. Applicant has no criminal antecedents.

4. Ms. Agarwal has persuaded the Court to consider the fact that the Applicant is having three children all below seven years of age. Though there are various other issues on merits which are attempted to be argued by Ms. Agarwal, I do not wish to go into the same for the reason save and except the fact that the eldest daughter of the Applicant who is seven years old is suffering from thalassemia and requires blood transfusion every 15 days and therefore medical treatment is required to be provided to her.

5. At present all the children of the Applicant are being taken care of by the great-grandmother of the children and grandmother of the Applicant with whom they are presently residing. The medical papers of the eldest daughter are placed before the Court and I have perused the same and *prima facie*, I do not have any reason to disbelieve the same as they all pertain to the present state of affairs *qua* the eldest daughter who is seven years old of the Applicant. In that view of the matter, the Applicant's case is considered for grant of bail.

6. However the prosecution shall ensure that after release from jail on bail, the Applicant will ensure that he takes care of his children and more specifically the eldest daughter, who is seven years old and provides for her medical care. If the prosecution finds that the Applicant has used the case of his own children as a ruse to obtain bail, then the prosecution is directed by this Court to immediately approach

this Court for cancellation of the bail of the Applicant. This will be one of the primary condition precedent for grant of bail to the Applicant.

7. Considering the aforesaid, Applicant is released on bail subject to following conditions:-

(i) Applicant - Dipak Sandip Bhise is directed to be immediately released from prison in connection with Crime No. 65 of 2025;

(ii) Applicant is directed to be released on bail on furnishing P.R. Bond of Rs. 15,000/- (Rs. Fifteen Thousand only) with one or two surety / sureties of the like amount;

(iii) Applicant shall report to the Investigating Officer at Uttamnagar Police Station, once every month on the first Monday of the month between 10:00 a.m. to 12:00 p.m.;

(iv) Applicant shall co-operate with the conduct of trial and attend the Trial Court on all dates, unless specifically exempted and will not take any unnecessary adjournments, if he does so it will entitle the prosecution to apply for revocation of this order;

(v) Applicant shall not leave the State of Maharashtra without prior permission of the Trial Court;

(vi) Applicant shall not influence any of the witnesses or tamper with the evidence in any manner;

(vii) Applicant shall keep the Investigating Officer informed of his current address and mobile contact number and / or change of residence or mobile details, if any, from time to time, as applicable; and

(viii) Any infraction of the conditions shall entail cancellation of bail granted to the Applicant.

8. It is clarified that the observations made in this order are limited for the purpose of granting Bail only and I have not made any observations on merits of the case. The trial shall be adjudicated on the strength of the evidence led and strictly on its own merits being uninfluenced with any of the *prima facie* observations made hereinabove in this order.

9. Bail Application is allowed and disposed of in the above terms.

H. H. SAWANT

[MILIND N. JADHAV, J.]

HARSHADA HANUMANT SAWANT

Digitally signed by HARSHADA HANUMANT SAWANT
Date: 2026.10.05 15:12:18 +0530