

N.S.Kamble

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL BAIL APPLICATION NO. 3868 OF 2025

Vilas @ Baba Baburao Wagh

... Applicant

Versus

The State of Maharashtra

... Respondent

**NILAM
SANTOSH
KAMBLE**
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NILAM SANTOSH
KAMBLE
Date: 2026.03.06
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Mr.Prashant Hagare i/b Ms.Manisha Devkar, for the Applicant.
Mr.B.B. Kulkarni, APP for Respondent-State.

CORAM : SHIVKUMAR DIGE, J.

DATE : 05th MARCH 2026

P.C. :

. By this Application, the Applicant is seeking regular bail in Crime No.238 of 2024 registered with Otur Police Station, Pune Rural, for the offences punishable under Sections 302, 396 and 120(B) of the Indian Penal Code, 1860 ('IPC' for short).

2. It is prosecution's case that Applicant and co-accused murdered the deceased while robbing him.

3. It is contention of learned counsel for the Applicant that the prosecution case is based on circumstantial evidence. There is no recovery at the instance of the Applicant. The Applicant is behind bars for more than

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one year and six months. There is no progress in trial. It may take time to conclude the trial, and requested to allow the Application.

4. It is contention of learned APP that, there is CCTV footage near the incident spot, it shows that Applicant and co-accused were present in the area where the incident happened. The mobile of the deceased is recovered at the instance of the co-accused. The Applicant and co-accused brutally assaulted and murdered the deceased while robbing him. If the Applicant released on bail, he may abscond or threaten prosecution witnesses, and requested to reject the Application.

5. I have heard both learned counsel. Perused charge-sheet and documents produced on record.

6. The prosecution case is based on circumstantial evidence. There is no recovery at the instance of the Applicant. The Applicant is behind bars for more than one year and six months. The Applicant has no antecedents. There is no progress in trial. It may take time to conclude the trial.

7. Considering these facts, I pass following order.

ORDER

(i) The Applicant be released on bail in Crime No.238 of 2024 registered with Otur Police Station, Pune Rural, on

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furnishing PR bond of Rs.25,000/- with one or two solvent sureties in the like amount.

(ii) The Applicant shall not tamper with the evidence and/or influence the prosecution witnesses.

(iii) The Trial Court shall decide the case on its own merits and in accordance with law, uninfluenced by the observations made in this order.

(iv) The Applicant shall attend the concerned Police Station as and when required.

(v) Application is allowed in the aforesaid terms.

(SHIVKUMAR DIGE, J.)