

Shubhada S Kadam

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
BAIL APPLICATION NO. 4893 OF 2025**

Rama @ Tatya Shankar Shinde ...Applicant

Versus

The State of MaharashtraRespondent

Mr. Tejas Hilage, Advocate for the Applicant (through VC).

Mr. Prashant P. Jadhav, APP for Respondent-State.

CORAM : SHIVKUMAR DIGE, J.

DATE : 29th JANUARY, 2026.

P.C. :

1. By this application, the applicant is seeking regular bail in Crime No. 269 of 2025 registered with Saswad Police Station, District Pune, for the offences punishable under Sections 103(1), 115(2) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

2. It is prosecution's case that on 24th June 2025 around 10.00 am, the accused and co-accused assaulted the son of the first informant with iron angle on the ground that he had taken the sound box of the applicant.

3. It is contention of learned counsel for the applicant that deceased died after five days of the incident. The applicant had no intention to kill the deceased. The incident occurred suddenly. The applicant has no antecedents. He is behind bars for more than seven

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months and requested to allow the application.

4. It is contention of learned APP that the deceased was staying with the applicant. As the deceased had taken the sound box of the applicant, the applicant assaulted him with iron angle and the co-accused assaulted the deceased with fists and kick blows. Due to the assault by the applicant, the deceased died. If the applicant is released on bail, he may abscond or threaten the prosecution witnesses and requested to reject the application.

5. I have heard both learned counsel, perused the charge sheet and the documents produced on record. The deceased died after five days of the said assault. It appears that the incident occurred suddenly. The applicant had intention to kill the deceased or not is part of evidence. The applicant has no antecedents. He is behind bars for more than seven months, it may take time to conclude the trial. Hence, I pass following order:

ORDER

- (i) The applicant be enlarged on bail in Crime No. 269 of 2025 registered with Saswad Police Station, District Pune, on executing P.R.Bond in the sum of Rs.30,000/- with one or two sureties in the like amount.
- (ii) The applicant shall attend the concerned police station as and

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when required.

- (iii) The applicant shall not tamper with the evidence or attempt to influence or contact the complainant, witnesses or any person concerned with the case.

The application is allowed in the aforesaid terms and is accordingly disposed of.

6. It is made clear that the above observations are made only for the purpose of granting bail and the Trial Court shall decide the case on its own merits in accordance with law and uninfluenced by the observations made in this order.

7. All concerned to act on the authenticated copy of this order.

(SHIVKUMAR DIGE, J.)