

Shubhada S Kadam

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
BAIL APPLICATION NO. 39 OF 2026**

Nanasaheb Baban Landge

... Applicant/s

Versus

The State of Maharashtra

... Respondent/s

Ms. Deepa Punjani, Advocate for the Applicant.

Mr. S. M. Mangaonkar, APP for Respondent-State.

CORAM : SHIVKUMAR DIGE, J.

DATE : 4th MARCH, 2026.

P.C. :

1. By this application, the applicant is seeking regular bail in Crime No. 277 of 2019 registered with Khandeshwar Police Station, District - Raigad, for the offences punishable under Section 302 of the Indian Penal Code 1860.

2. It is prosecution's case that the applicant murdered his wife by assaulting her with stone on her head on the ground of quarrel between them.

3. It is contention of learned counsel for the applicant that the incident happened due to sudden quarrel. The prosecution's case is based on extra-judicial confession. The applicant is behind bars for more than six years, there is no progress in the trial. The applicant has no antecedents. Hence, requested to allow the application.

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4. It is contention of learned APP that the trial has commenced. Two witnesses have been examined. 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 charge-sheet and documents produced on record. It appears that the prosecution's case is based on extra-judicial confession. The evidentiary value of extra-judicial confession can be considered at the stage of trial. The applicant is behind bars for more than six years, there is no progress in the trial. The applicant has no antecedents. It may take time to conclude the trial. Considering these facts, I pass following order :

ORDER

- (i) The applicant be enlarged on bail in Crime No. 277 of 2019 registered with Khandeshwar Police Station, District - Raigad, 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 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.

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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.)