

Shubhada S Kadam

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL BAIL APPLICATION NO. 383 OF 2026

Harshad Hemant Jadhav

....Applicant

versus

The State of Maharashtra

....Respondent

Mr. Abhishek R. Avachat along with Mr. Siddhant H. Deshpande and Mr. V. Dhole, Advocate for Applicant.

Mr. B. B. Kulkarni, APP for Respondent-State.

CORAM : SHIVKUMAR DIGE, J.

DATE : 29th APRIL, 2026.

P.C. :

1. By this application, the applicant is seeking regular bail in Crime No. 9 of 2024 registered with Khadak Police Station, District Pune, for the offences punishable under Sections 302, 307, 336, 323, 504 read with 34 of the Indian Penal Code 1860 and Section 37(1) read with Section 135 of the Maharashtra Police Act.

2. It is prosecution's case that on 9th January 2024, the applicant and co-accused assaulted the first informant and his friend. In the said assault, the friend of the first informant died.

3. It is contention of learned counsel for the applicant that the applicant is behind bars for more than two years. There is no progress in the trial. The incident happened suddenly. The first informant and his

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friends had gone to the applicant's lane to assault the applicant and his friends and in retaliation, the incident happened. The assault was not premeditated. The applicant has no antecedents. Hence, requested to allow the application.

4. It is contention of learned APP along with learned counsel for respondent No. 2 that the applicant and co-accused assaulted the first informant and murdered the friend of the first informant. The first informant is the eyewitness to the incident and has identified the applicant in the test identification parade. If the applicant is released on bail, he may 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 from the record that the incident occurred out of a sudden quarrel. The applicant is behind bars for more than two years. The applicant has no antecedents. There is no progress in the trial. Considering these facts, I pass the following order:

ORDER

- (i) The applicant be enlarged on bail in Crime No. 9 of 2024 registered with Khadak 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.

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- (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.

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.)