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VASANT
ANANDRAO
IDHOL

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL BAIL APPLICATION NO.675 OF 2026

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Dinesh Hariram Bishnoi

...Applicant

V/s.

State of Maharashtra

...Respondent

Ms.Sakshi Kadam for the Applicant.

Mr.R.M. Pethe, APP for the State – Respondent.

Mr.Ashok T. Pathare, PSI attached to Badlapur (West) Police Station, District Thane is present in Court.

CORAM : R.M. JOSHI, J.

DATE : 16TH APRIL, 2026.

P.C. :-

1. The Applicant seeks bail in connection with Crime No.244 of 2022 registered with Badlapur (West) Police Station for the offence punishable under Section 302 read with 34 of IPC.

2. In short, it is the case of the prosecution that on 8th December, 2022, the deceased was assaulted. This is a case of circumstantial evidence, as the incident of assault has not been

witnessed by any person. The prosecution relied upon the CCTV footage indicating the presence of the Applicant and the co-accused nearby the premises. Recovery of incriminating articles is done from the spot. It was claimed by the prosecution that the incident of murder has occurred on account of the dispute between the co-accused and the deceased over the money.

3. Learned counsel for the Applicant submits that the co-accused, against whom the similar role has been attributed is enlarged on bail by an order dated 18th March, 2026 passed in Bail Application No.3625 of 2025. It is contended that the Applicant is in jail for over a period of 3 years and considering the nature of evidence, it is a fit case for grant of bail. It is also claimed that the Applicant has no criminal history behind him and will not flee from justice.

4. Learned APP though opposed the application, was unable to show any different role attributed to the Applicant as compared to the co-accused, who is already enlarged on bail.

5. *Prima-facie* perusal of the record indicates that except for CCTV footage, showing the presence of the Applicant and the

co-accused nearby the place of the incident, there is no other *prima-facie* evidence to accept their involvement in the crime. The co-accused are already granted bail. The role attributed to the present Applicant is identical to one attributed to the co-accused. Thus this is case for applying parity.

6. Apart from this, the Applicant is in jail for over a period of 3 years and as there is no likelihood of commencement and conclusion of trial within the reasonable time, this Court finds it fit case for enlargement of the Applicant on bail. He has no criminal antecedents and is not likely to flee from justice.

7. Hence the following order :-

ORDER:

- a). The Bail Application stands allowed.
- b). The Applicant be enlarged on bail in connection with Crime No.244 of 2022 registered with Badlapur (West) Police Station on furnishing PR bond of Rs.30,000/- with one or two sureties in the like amount to the satisfaction of the Trial Court.
- c). The Applicant not to contact any witness directly or indirectly and not to interfere into the evidence of the

prosecution in any manner whatsoever.

d). The Applicant to attend the Trial Court on each dates of hearing unless exempted by the Trial Court.

8. The Interim Application stands disposed of.

(R.M. JOSHI, J.)