

Shubhada S Kadam

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL BAIL APPLICATION NO. 985 OF 2026

Jafar Rajmahamad Shaikh

....Applicant

versus

The State of Maharashtra

....Respondent

Mr. Shantanu Kolhe, Advocate for Applicant.

Ms. Gauri Rao, APP for Respondent-State.

PSI-Vishal Mane, Vishrantwadi Police Station, Pune City, present.

CORAM : SHIVKUMAR DIGE, J.

DATE : 10th APRIL, 2026.

P.C. :

1. By this application, the applicant is seeking regular bail in Crime No. 129 of 2012 registered with Vishrantwadi Police Station, District Pune, for the offences punishable under Sections 326 read with Section 34 of the Indian Penal Code 1860.

2. It is prosecution's case that the applicant along with co-accused assaulted the first informant by means of sickle with the intention to kill him, thereby causing injuries on his hand and head.

3. It is contention of learned counsel for the applicant that the applicant was released on bail, thereafter he was arrested in other offence, and as he was behind bars, he could not attend the trial court dates, hence non-bailable warrant was issued against him. After his release on bail in

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the other offence, the applicant was arrested pursuant to non-bailable warrant issued against him. As the applicant was already released on bail, the application be allowed.

4. It is contention of learned APP that the applicant was absent before the trial court for around eight years, he was released on bail but, in spite of being released on bail, he was absconding and did not attend the trial court. If the applicant is released on bail, he may abscond and the trial may prolong and requested to reject the application.

5. I have heard both learned counsel, perused charge-sheet and documents produced on record. The applicant was already released on bail. The learned counsel for the applicant, on instructions. submits that the applicant is ready to attend the trial court regularly. Considering these facts, I pass following order:

ORDER

- (i) The applicant be enlarged on bail in Crime No. 129 of 2012 registered with Vishrantwadi 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 when required.

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(iii) The applicant shall attend trial court dates regularly, unless exempted by the trial court.

(iv) 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.)