

Rohit Ghuge

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL BAIL APPLICATION NO. 1240 OF 2026

Akshay Bhimrao Godambe

versus

The State of Maharashtra

Mr. Ashraf A. Kazi a/w Mr. Tanmay T. Kate, Mr. Ashish Saxena, Mr. Prayyot Bhinde, Mr. G. B. Munde i/b Mr. Vipul V. Dushing and Mr. Akshay Badave, Advocate for Applicant.

Ms. Gauri Rao, APP for Respondent-State.

CORAM : SHIVKUMAR DIGE, J.

DATE : 21st APRIL, 2026.

P.C. :

1. By this application, the Applicant is seeking regular bail in C.R.No. 1149 of 2018 registered with Wakad Police Station, Pune for the offences punishable under Sections 307, 395, 397 r/w. 34 of Indian Penal Code, 1860 (for short "IPC"), Section 3(25) of the Arms Act, 1959 and Section 37(1) r/w. Section 135 of the Maharashtra Police Act.

2. It is prosecution's case that the applicant and co-accused tried to rob the first informant and co-accused by firing at first informant with intention to kill him.

3. It is contention of learned counsel for the Applicant that, the Applicant is behind bar more than 2 years and 6 months. There is no progress in the trial. Yet, charge has not been framed though offence is registered in the year 2018. Hence, requested to allow the application.

4. It is contention of learned APP that the applicant fired at first informant with intention to kill him. The bullet hit the thigh of the first informant. If the applicant is released on bail, he may abscond or threaten prosecution witnesses. Hence, requested to reject the application.

Rohit Ghuge

5. I have heard both learned counsel. Perused charge-sheet and documents produced on record.

6. The co-accused who were present with the applicant at the time of incident have been released on bail. The applicant is behind bar's for more than 2 years and 6 months. Yet, charge has not framed. It may take time to conclude the trial and I pass following order.

ORDER

- i. The applicant be enlarged on bail in C. R. No. 1149 of 2018 registered with Wakad Police Station, on execution P.R.Bond of Rs. 30,000/- on furnishing 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.
- iv. The applicant shall not enter in Pune district till recording of proceeding first informant.

7. The Application is allowed in the aforesaid terms and is accordingly disposed off.

8. 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.

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

(SHIVKUMAR DIGE, J.)