

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL APPLICATION (BA) NO.1360/2025

(Sunil S/o Ambadas Katore Vs. The State of Maharashtra & anr.)

Office Notes, Office Memoranda of Coram,
 appearances, Court's orders of directions
 and Registrar's orders

Court's or Judge's orders

Mr. S.I. Ghatte, Advocate for applicant.
 Mr. A.A. Madiwale, APP for non-applicant/State.
 Mr. N.R. Tekade, Advocate for non-applicant No.2.

CORAM: M. M. NERLIKAR, J.

DATED : 27/01/2026.

Heard.

2. The applicant by this application is seeking bail in connection with Crime No. 208/2025 registered with Police Station Akot, Tal. Akot, Dist. Akola for the offence punishable under Sections 109, 132, 351(2), 352, 121(1), 121(2), 3(5) of the Bhartiya Nyaya Sanhita ("BNS").

3. It appears that the victim was inflicted injuries with the help of cutter by the present applicant. It appears from the FIR that the victim has passed on order against the applicant and therefore he was demanding the documents as well as the order which was passed against him. It further appears that initially the applicant has given threat to the victim/injured as to why he has passed on order against him and ultimately the applicant has

inflicted injuries with the help of cutter on the neck of the victim/injured. The learned counsel appearing for the applicant submits that the applicant is in jail since 05.06.2025. He further submits that now the investigation is over and the charge sheet is filed and therefore he may be released on bail.

4. On the other hand, the learned APP as well as the learned counsel appearing for non-applicant No.2 opposes the application on the ground that the applicant has inflicted serious blows on the neck of the present applicant. They further submit that there are eye witnesses who have witnessed the incident and the present applicant is the main accused who has inflicted the blows. Merely investigation being over and charge sheet being filed is no ground to grant bail and submit that the gravity of offence is required to be taken into consideration.

5. Upon consideration of the rival submissions, I have gone through the FIR which depicts that admittedly the order was passed by the victim/injured – Ganesh Bharti against the present applicant. It appears that the applicant has threatened him and questioned why he has passed an

order against him. The present applicant insisted the victim to provide documents as well as the order immediately. However the victim told him to wait for some time as he was doing some other work. Upon which the applicant got angry, took out the cutter and inflicted blows on the neck of the victim Ganesh. No doubt there is material against the applicant in the nature of eye witnesses as well as the injury certificate. However considering the fact that the investigation is over and charge sheet is filed and one does not know when the trial would be commenced as till today the charges are not framed. I am inclined to grant bail by imposing stringent conditions, hence the following order:-

ORDER

- (i) Criminal application is allowed and disposed of.
- (ii) The applicant/accused Sunil S/o Ambadas Katore be released on bail in connection with Crime No. 208/2025 registered with Police Station Akot, Tal. Akot, Dist. Akola for the offence punishable under Sections 109, 132, 351(2), 352, 121(1), 121(2), 3(5) of the BNS on his furnishing P.R. Bond of Rs. 25,000/- with one surety in the like amount.

(iii) The accused shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, as also shall not tamper with the evidence.

(iv) The accused shall provide his residential address and cell number to concerned Police Station and shall not change his place of residence without prior intimation to the concerned Investigating Officer.

(v) The applicant/accused shall attend each and every date of trial regularly. If he fails to attend the trial for two consecutive dates or fails to comply with the aforesaid conditions, his default would entails the State to ask for cancellation of bail.

(M. M. NERLIKAR, J.)