



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL APPLICATION (ABA) NO.6 OF 2026
Ajabrao Uttamrao Janjal Vs. State of Maharashtra

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

Court's or Judge's orders.

Shri A.P. Raghute, Advocates for applicant.
Ms D.V. Sapkal, AGP / APP for non-applicant no.1/State.
Ms Chaitali Bhute, Advocate for non-applicant no.2.

CORAM : M.W. CHANDWANI, J.
DATE : 11.02.2026.

1. The applicant is apprehending his arrest in connection with Crime No.521/2025 registered with Police Station, Balapur, District Akola for the offence punishable under Sections 376, 354, 427, 323 and 506 of the Indian Penal Code.

2. Heard learned counsel for the applicant, learned APP for State and learned counsel appointed for non-applicant no.2.

3. The allegation against the applicant is that on 08.02.2023, when the victim was alone in her house, the applicant came in her house and forcibly committed sexual intercourse. Again on 16.02.2024, when the victim was alone in the house, the applicant committed rape. Therefore, Panjabrao Janjal, who is the live-in-relationship partner of the victim, went to the police station for lodging the complaint. But when his complaint was not lodged, he filed

complaint under Section 156(3) of the Code of Criminal Procedure. Therefore, under the order of the learned JMFC, the aforesaid offence came to be registered against the applicant.

4. Perusal of the case diary reveals that the applicant is the brother of the complainant; whereas, the victim is residing with Panjabrao in a live-in-relationship. It also appears that there is a property dispute between two brothers. Further, there is a delay of more than two years in approaching the police station. Since, the alleged incident is more than three years old, nothing is required to be seized from the applicant.

5. It is reported that under the dictum of this Court, the applicant has attended the concerned police station and cooperated in the investigation.

6. Considering the dispute between the two brothers as well as the delay in lodging the FIR, coupled with the fact that no custodial interrogation of the applicant is required, a case is made out for grant of anticipatory bail. Accordingly, the interim protection granted vide order dated 07.01.2026 stands confirmed.

7. The applicant shall attend the concerned police station as and when directed by the investigating officer.

8. Professional fees of the learned counsel appointed for non-applicant no.2 be quantified and paid, as per Rules.

With this, the application stands disposed of.

(M.W. Chandwani, J.)

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