



ORDER BELOW EXH. 6 IN SESSIONS CASE

NO. 108/2026

(State Vs. Ishratali Irfan Bargir & Ors.)

CNR-NO-MHSN010016792026

1. This is an application by applicant-accused No.1 Ishratali Irfan Bargir for enlargement on regular bail in C.R. No. 109/2026 registered at Mahatma Gandhi Chowk Police Station for offences punishable under Sections 326(g), 308(5), 324(5), 351(2), 351(3) read with Section 3(5) of the Bharatiya Nyaya Sanhita, 2023.

2. The prosecution case, in substance, is that on 27.03.2026, owing to an old dispute between the applicant-accused and the son of the informant, the applicant-accused, along with co-accused No.3 and an unidentified person, allegedly set fire to the vegetable shop standing in the name of the informant at the market area, Miraj thereby causing damage to the shop to the extent of Rs.1,00,000/-. It is further alleged that they damaged a motorcycle, causing a loss of Rs.12,000/-. Upon learning that his vegetable shop had been set on fire, the informant, along with his wife, went to question the applicant-accused. At that time, he allegedly told them that he had burnt their shop and that they could approach the police if they wished to lodge a complaint. He further allegedly demanded Rs.1,00,000/- and threatened that, unless the said amount was paid, he would not spare the informant's son alive. He also allegedly compelled the informant and his wife to apologize to

him. He also recorded a video of the informant and his wife while they were apologizing to him.

3. It is further alleged that, pursuant to the demand made by the applicant-accused, the informant transferred an amount of Rs.20,000/- to the account of the applicant-accused through Google Pay as an alleged payment of ransom. Thereafter, on 20.04.2026 at about 10:30 a.m., the applicant-accused and co-accused No.2 Yasin allegedly threatened the informant's son over the phone with causing his death and also threatened to circulate the video in which the informant and his wife were seen apologizing to the applicant-accused. Accordingly, on the basis of the report lodged by the informant at the police station on 22.04.2026, the present crime came to be registered.

4. It is contended on behalf of the applicant-accused that he has been falsely implicated in the present crime. There is no direct or indirect evidence against him. The investigation is complete and the charge-sheet has already been filed. No recovery remains to be effected at his instance. Therefore, his further custodial interrogation is not warranted. The offences in question are not punishable exclusively with death or imprisonment for life. He is ready to abide by any conditions that may be imposed by the Court. Accordingly, he has prayed for his release on bail.

5. Perused the record. Heard both sides.

6. It is to be noted that, admittedly, there are criminal antecedents against the applicant-accused. However, it is not the prosecution case that he has been convicted in any of the offences registered against him. No doubt, the offence in question is of a serious nature. However, seriousness of the offence, by itself, cannot be a ground to reject a bail application in every case.

7. From the material collected during the course of investigation, it appears that an amount of Rs.20,000/- was transferred to the account of the applicant-accused from the account of the informant. However, it is contended on behalf of the applicant-accused that the said amount was in respect of some other transaction between the applicant-accused and the informant and that the said transaction has been falsely incorporated in the present case. The truthfulness of this defence can be examined only during the course of trial. As regards the alleged incident dated 11.04.2026, the evidence against the applicant-accused is in the form of CCTV footage. The authenticity and evidentiary value of the said footage would be matters for consideration during the trial.

8. Further, the investigation in to the present crime is complete and the charge-sheet has already been filed. No further custodial interrogation of the applicant-accused appears to be necessary. The material collected during investigation is substantially documentary and electronic in nature, and its evidentiary value can be assessed during the trial. Therefore,

keeping the applicant-accused in custody for an indefinite period, when his further custodial interrogation is not warranted, would not serve any useful purpose.

9. The apprehension of the prosecution regarding interference with the informant or witnesses can be addressed by imposing stringent conditions. In the result, the application deserves to be allowed. Hence, the following order:

ORDER

- (1) The application is allowed.
- (2) Applicant-accused No.1 Ishratali Irfan Bargir be released on bail in C.R. No. 109/2026 registered at Mahatma Gandhi Chowk Police Station for offences punishable under Sections Sections 326(g), 308(5), 324(5), 351(2), 351(3) read with Section 3(5) of the Bharatiya Nyaya Sanhita, 2023, on his executing P.B. of Rs.50,000/- (Rs. Fifty Thousand only) with two sureties in the like amount subject to following conditions :-
 - a] He shall not tamper with prosecution evidence and also shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or the Investigating officer.
 - b] He shall not enter Miraj-Tehsil, Dist-Sangli, except for attending this Court, until further order.
 - c] After the framing of charges, the applicant-accused shall attend the concerned Police Station on every Monday and Friday until the evidence of the informant and his family members is recorded, and thereafter, on every Thursday until the conclusion of the trial.

- d] He shall not commit any offence while on bail.
 - e] He shall not try to contact the informant and witnesses directly or indirectly by any means.
 - f] He shall not leave the jurisdiction of State of Maharashtra without permission of the Court.
 - g] He shall submit his current and permanent address proof and also shall furnish the addresses of his two close relatives and shall not change the address without previous intimation to the Court and the investigating officer.
- (3) On failure of the applicant-accused to abide by the above conditions at clause (a) to (g), the prosecution will be at liberty to apply for cancellation the bail of the applicant-accused.
- (4) A soft copy of the bail order shall be sent forthwith by e-mail to the applicant-accused through the Jail Superintendent of the concerned Jail.

Sangli.
Date : 12.08.2026

(Meena M Patil)
Additional Sessions Judge,
Sangli

CERTIFICATE

I affirm that the contents of this P.D.F. file are same, word to word, as per original order.

Name of the Stenographer : A.A.Randive (Steno Grade-III)

Court Name : Addl. Sessions Judge, Sangli.

Date of Order : 12/08/2026

Signed by P.O. on : 12/08/2026

Uploaded on : 12/08/2026