

Order below Exh. 1 in Criminal Bail**Application No. 1452/2026**

[CNR No. MHNS010044292026]

1. This is second successive regular bail application preferred by applicant/accused Ahmed Anwar Shah under section 483 of Bhartiya Nagarik Suraksha Sanhita, 2023 in C. R. No. 184/2026 registered in Bhadrakali police station, Nashik for the offence punishable under sections 109(1), 3(5) of BNS.

2. Brief facts giving rise to the present application are as under :

On 29.04.2026 at about 10.25 p.m. informant's son Rehan was standing near Salim's scrap shop. Saddam Attar and Ahmed Shah came there. Saddam caught hold of Rehan and Ahmed Shah has assaulted him by a scythe, due to which he sustained grievous injuries on his neck and hand and he is shifted to Civil Hospital. Informant received information about the incident from his friend Parvej Shaikh. Therefore, he went to the Civil Hospital. Thereafter, he filed FIR at Bhadrakali police station.

3. It is submitted on behalf of applicant that FIR is lodged on hearsay information. There are contradictions in the statements of witnesses. Injured is discharged from the hospital. Investigation is completed and charge-sheet is filed. Co-accused has been granted bail. Applicant is not having criminal antecedents. On the contrary, many crimes are registered in the name of injured. Applicant is ready to abide any condition imposed by the court. It is further submitted by way of oral argument that first bail application is rejected on the ground that investigation is in progress. Injured has sustained simple injuries. Applicant is in jail since 3.5.2026.

4. Application is opposed by the prosecution by filing say vide Exh.5 and thereby submitted that there is ample evidence against accused. Weapon used in offence is seized from applicant. Applicant and witnesses are residing in same area and therefore there is danger to their life. It is further submitted by Ld. APP that offence is serious. There are eye witnesses to the incident. CCTV footage of the spot is collected. Prima facie involvement of applicant is revealed. There is no change in circumstance after rejection of first bail application. Thus, prosecution opposed the bail application.

5. Heard both sides. Perused the FIR and investigation papers. Previous bail application of applicant is rejected on the ground that injured Rehan has sustained serious injury on his neck, hence crime is serious in nature and considering the NC cases filed against applicant, there are high chances of pressurizing the witnesses, statements of some witnesses are yet to be recorded. Hence, it is clear that previous bail application came to be rejected on the ground of seriousness of the crime and investigation was in progress. It appears from the investigation papers, particularly injury certificate that injured Rehan has sustained stab injury on his neck and multiple lacerations on left hand. Both these injuries are simple in nature. Investigation of the crime is now completed. Hence, material evidence is collected by the Investigation Officer. Therefore, there are no chances of interference in the prosecution evidence. Considering the nature of injuries sustained by Rehan, fact that investigation is completed, I come to the conclusion that if applicant/accused is released on bail by imposing condition, there

will be no interference in the prosecution evidence during trial.
Hence, I proceed to pass following order.

ORDER

- 01] Application is allowed.
- 02] Applicant/accused Ahmed Anwar Shah be released on bail on executing personal bond of Rs.50,000/- (Rs. Fifty Thousand only) with one or more surety in the like amount, in C. R. No. 184/2026 registered in Bhadrakali police station, Nashik for the offence punishable under sections 109(1), 3(5) of BNS.
- 03] Accused 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 from disclosing such facts to the court or to any police officer to tamper with the evidence.
- 04] Accused shall not enter the area within the radius of 5 k.ms. from the house of informant and injured and work place of injured Rehan.
- 05] Concern clerk shall inform the Jail Authority by email.
- 06] Bail before concerned Magistrate.

Nashik.
Date : 07.08.2026.

(Smt. K.K.Patil)
Additional Sessions Judge,
Nashik.