



**ORDER BELOW EXH.106 IN SESSIONS CASE NO.253/2024**

(The State Vs. Dhanya @ Danish Shaikh and Ors.)

(Passed on 23<sup>rd</sup> March, 2026)

1. The accused no.5 Talib Rijwan Sayyad is seeking the relief of regular bail in connection with Crime no.541/2024, Tophkhana Police Station registered on dated 28.04.2024 under Sections 307, 336, 324, 143, 147, 148, 149 of Indian Penal Code, Section 3 and 4 read with 25 of the Arms Act and Section 37(1)(3) of Maharashtra Police Act. The said accused was in abscondance and the NBW was issued. When it is learnt that he is in Ahmednagar Sub Jail, he was taken into the judicial custody of this Court.

2. As per FIR, it is alleged against the applicant and other accused that the informant Sarvar Shaikh is in business of Tours and Travels. On 25.04.2024 the informant had quarrel with accused Danish Shaikh and Sahil on issue of passengers at Maliwada bus stand. Thereafter on 27.04.2024 at about 12.00 noon the informant and his friend Sadik Shaikh had sat across the table at Kothala. The informant received a call on mobile, therefore he went aside and was seeing his mobile. At that time accused Danish came armed with sickle and gave a blow of it on the neck of the informant. Thereafter accused Sahil gave a blow of an axe which was avoided by the informant with hand and the blow rested at his hand. When the informant was running from the spot, accused Ufer @ Lala gave a blow of chopper on the back of the informant. Accused Ganesh Pote gave a blow of chopper on the waist of the informant. Still the informant was running from the spot. At that time, applicant/accused Talib threw a stone towards the informant which stroke on his leg. When the informant was running in a lane, he turned back and saw that accused Danish shot bullets from gun. Thereafter people gathered and took the informant to Saideep Hospital, Ahmednagar. On next date, informant gave report to the police.

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3. At the time of argument, the learned advocate for the applicant argued that the accused is in jail in Crime No.523/2025 of Bhingar Camp police station and he had no knowledge about the fixed dates in this case and therefore he could not remain present. He further argued that he is ready to appear on each and every dates in the future. Hence, he prayed for bail.

4. The learned APP filed his reply and strongly opposed the application. He further argued that the applicant has been released on bail earlier on the condition that he shall not commit similar type of offence. In spite of that, the applicant has committed the offence under Section 307 of the IPC registered in the Bhingar Camp Police Station vide Crime No.523/2025 and therefore the applicant has breached the said condition. Hence, he prayed to reject the application.

5. Perused charge-sheet and earlier order passed by this Court in Cri.Bail Application No.1197/2024 on 06.09.2024. It is seen that the specific condition was imposed in clause no.2 (ii) of the operative order that the accused shall not commit an offence similar to the offence. It is also seen that again the applicant has committed similar type of offence and therefore the applicant is not entitled for bail. Hence, the following order.

**ORDER**

1. Application is rejected.
2. Inform to the concerned Police Station and Jail Authority accordingly.

(Dictated and pronounced in open Court).

Date : 23.03.2026  
Place : Ahmednagar.

( A. M. Patil )  
Additional Sessions Judge,  
Ahmednagar JO Code-MH02456