

**IN THE COURT OF SESSIONS AT AKOLA.**

( Presided over by Smt. S.R. Pahade, Addl. Sessions Judge )

**Misc.CRIMINAL APPLICATION (B.A.) No. 494/2026**

- 1. Sushilkumar Tribhuvannath Dubey,**  
Age : 46 years, Occ. Business,  
R/o. Pardeshipura, Akot File, Akola.
- 2. Jaydeep Yogendra Dubey,**  
Age : 23 years, Occ. Pvt. Job,  
R/o. Pardeshipura, Near Radhakishna  
Temple, Akot File, Akola. ... Applicants.

- **Versus** -

The State of Maharashtra  
Through **Police Station GRP**  
(Railway), Akola. ... Non-applicant.

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Mr. S.D. Wahurwagh, Advocate for the applicants.  
Smt. Mahajan, Ld. A.P.P. for the State.

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**ORDER BELOW EX.1.**

[Passed on 24.06.2026]

1. This is a bail application moved by the applicants/accused under Section-483 of Bhartiya Nagarik Suraksha Sanhita, 2023 in connection with crime No. 119/2026, registered with PS. GRP (Railway), Akola for the offences punishable under Sections-117(2), 140(1), 351(2), 352, 109, 3(5) of Bhartiya Nyaya Sanhita, 2023.

2. It is contended by the applicants that they are permanent resident of above mentioned address. They are law abiding and peace loving citizen, having no any criminal antecedent. They are the only earning member in their family. The applicants are having responsibility of their entire family members. They are belonging to the reputed family. They are falsely implicated in this crime.
3. It is further contended that the complainant suppressed the real facts from the police. The police registered false offence against the applicants without considering real facts. The applicants are innocent. The applicants having no nexus with the alleged crime. FIR registered against the applicants is totally false and illegal. The applicants never committed any crime. There is no any eye-witnesses to the alleged incident of beating or assault by means of weapon. There is no mention of grievous injury in the FIR. The vehicle number is not mentioned in the FIR. The name of the applicants are mentioned on the basis of suspicious. The FIR is vague. The applicants were arrested on 07.05.2026. Nothing is to be seized from the custody of the applicants. Police has seized one motorcycle and one belt and wooden stick during the investigation. The seized articles are not belonging to the present applicants. Investigation is almost completed and statement of the witnesses came to be

recorded by the police. No purpose will be served to keep the applicants behind the bar.

4. It is further contended that victim is already discharged from the hospital. Custodial interrogation of the applicants is over. The police arrested two persons in this crime and they are already released on bail on dtd. 29.05.2026. The applicants are ready to furnish the surety for the satisfaction of the Court. They are also ready to abide by the terms and conditions imposed by this Court and therefore, they have prayed for regular bail.

5. In response to the notice, the prosecution/State has filed reply at Exh.07. It is submitted that the letter for T.I. Parade is issued to the Tahsildar. The statement of the witnesses are yet to be recorded. There is possibility of tampering prosecution evidence and pressurizing witnesses from the applicants if they released on bail. The accused and victim are reside in the same area. On these grounds, The State has prayed to reject the application.

6. Heard both the parties. I have also gone through the FIR and case diary placed on record. As per FIR, accused Sushilkumar Dubey and Jaydeep Dubey forcefully took the victim on motorcycle in front of FCI Godown. They beat him and caused serious injuries.

7. Considering submissions on behalf of both the parties and nature of allegations, it is clear that muddemal weapon came to be seized from the possession of accused. The offence alleged against the applicants is not punishable with death sentence. As per record, the injured has been discharged from the hospital. Nothing is to be recovered from the applicants. The applicant came to be arrested on 07.05.2026. Since then the T.I. parade is not conducted. Other accused are already released on bail. It reveals that they are having permanent resident of above address and therefore, question of their fleeing from justice does not arise. No useful purpose will suffice by keeping them behind bar. They are ready to furnish the surety to the satisfaction of this court and ready to abide by the conditions if any imposed by this court. Considering the nature of the offence, severity of the punishment and fact, I am of the opinion that the applicants have made out the case for grant of bail. With this, I proceed to pass the following order.

#### **ORDER**

1. Application is hereby allowed.
2. Applicants/accused – **Sushilkumar Tribhuvannath Dubey and Jaydeep Yogendra Dubey** be enlarged on bail, in Crime No.

119/2026 for the offence punishable under Sections-117(2), 140(1), 351(2), 352, 109, 3(5) of Bhartiya Nyaya Sanhita, 2023 registered with P.S.GRP (Railway), Akola on furnishing personal bond of Rs.20,000/- each with one or two sureties in like amount.

3. They shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as dissuade them for disclosing such facts to the Court or to any police officer.

4. They shall not commit similar or any other offence and misuse the liberty granted by this court.

5. They shall attend the concerned police station on every Sunday in between 11.00 am to 1.00 pm till filing of the charge-sheet and co-operate in further investigation.

6. They shall furnish their address proof, identity proof and mobile number if any and shall not change their residential address without informing the Investigation Officer.

7. Bail in committal court if case is not committed.

Date :24.06.2026

[Smt. S.R. Pahade]  
Additional Sessions Judge,  
Akola

**Certificate**

I hereby certify that the contents of this PDF file  
are same word for word as per original order:

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|---------------|---|---------------------------------|
| Name of Steno | : | Shamim Sayed                    |
| Court's Name  | : | DistrictJudge-2 & A.S.J., Akola |
| Date          | : | 24.06.2026                      |
| Signed by PO  | : | 24.06.2026                      |
| Uploaded on   | : | 24.06.2026                      |