



RCC No. 244/2023  
State Vs. Nikhil Kahar and  
Ors.  
MHAK060026592023

**Order**  
**(Below Bail application Exh.5)**

This is an application U/s. 480 of the BNSS to release the accused on bail in connection with CR. No. 367/23 involved in the present case.

2. It is submitted on behalf of the accused by Ld. Advocate Shri. Prathamesh Kambe that the accused are innocent and they have been falsely implicated in the case. That the accused are ready to furnish surety. Hence, it is prayed that the accused be released on bail.

3. Per Contra, Ld. APP Shri. Gadekar and Assist to Prosecution Ld. Advocate Shri. Kulkarni unanimously submitted that appropriate order may kindly be passed.

4. Heard both the sides at length. Perused the application, say and documents on record and considered the submissions.

5. The accused are alleged to have voluntarily caused hurt to informant who appears to be wife of accused No. 01. the accused are also alleged to have caused hurt to informant's father and criminal intimidation to informant's sister by abusing them all when the informant and her mother was strolling on road after meal. The accused are booked for offences punishable U/s. 324, 323, 504, 506 r/w 34 of IPC. Except offence U/s. 324 and under first part of 506 of IPC, all other offences are bailable in nature. So far offence U/s. 324 and 506 are concerned. Those are triable by this Court. The accused are ready to face the trial. They are ready to obey the terms and conditions of bail. The accused appears to be permanent residents of Akot City. Therefore, considering cardinal rule of criminal jurisprudence that bail is rule and jail is exception, I am inclined

to grant bail to the accused with certain terms and conditions. Hence, I pass following order;

**ORDER**

Accused Nikhil Himmatlal Kahar and Harsh Ram Kahar be released on bail on their executing PB and SB of Rs. 25,000/- each on following conditions that the accused shall attend the trial punctually and shall not tamper prosecution's witnesses in any manner possible. So as to deceive them from disclosing true facts of the case to the Court.

Date : 02/04/2025

Place : Akot.

**S.d/-**

(A.A. Mali)

Judicial Magistrate (First Class)

Court No. 2, Akot, Tq. Akot,

Dist. Akola.

**RCC No. 244/2023**

**Order/Exh. 05**

**CERTIFICATE**

I affirm that the contents of this PD.F file Order are same word to word as per the original order.

Name of Stenographer	:	P N. DURATKAR
Court Name	:	2 <sup>nd</sup> Joint Civil Judge (Jr.Dn.) & JMFC, Akot, Tq. Akot, Dist. Akola
Date of decision	:	02/04/2025.
Order Signed by P.O on	:	02/04/2025.
Order Uploaded on	:	03/04/2025.