

MHAU040002152026



**Criminal Bail Application No. 24/2026**  
**Shivam alias Rocky Subhash Suradkar Vs. The State**

**Order below Exh.1**  
**(Dated : 25.03.2026)**

1. This is application for *regular* bail, under section 483 of BNSS, 2023 for enlarging him on regular bail in a Crime No.581/2025 under section 140(1), 309(4), 3(5) of the Bhartiya Nyaya Sanhita, 2023 registered at Vaijapur Police Station.

2. The Investigating Officer and the Ld. APP opposed the application vide common say.

3. **Concise story of the prosecution case is as under :-**

Informant Imran Alim Ansari lodged report. He is doing labour work on Vaijapur Court building work site. On 04.03.2026 informant after completion of work at about 06.30 p.m. he went at Zhagda phata market for bringing fish. After purchasing fish he returning towards home beside the Bothra Petrol Pump. At that time three unknown person came near him on motorcycle. Out of them two person alighted from motorcycle. One of that two person pull him and made him sit on said motorcycle and said person sat behind informant. Informant shouted at that time but the persons wearing black shirt pressed his mouth and they drove

the motorcycle in high speed and took him to unknown place. The person who was wearing the black shirt snatched the mobile handset worth of Rs.2000/- from him and taken him to deserted place and assaulted him with fist blows and metal ring due to which he sustained injury on head, face and eye. The motorcycle rider took out cash of Rs.300/- and digital watch of Rs.3000/- and one silver chain worth of Rs.3000/- from his neck and told to informant to call his family member and demand money. Due to fear he made call to contractor Abid Rasul. At that time one of accused out of them and ransom of rupees fifteen thousand via phone-pe to the phone number and threatened for dire consequences. Since the informant's contractor did not send money, all accused at about 11.45 p.m. took informant near one village and took away the above items and cash amount total worth of Rs.6300/- from him. Hence, the FIR.

4. Learned advocate Mr.D.B.Warpe/S.D.Thorat for applicant/accused submitted that, he is falsely implicated in the present crime and on suspicion his name is implicated in the present crime. Names of applicant/accused is not mentioned in FIR. There is no specific act attributed against him in the entire FIR. There are no criminal antecedent against him. Investigation is almost over. Applicant/accused is behind bars since 05.03.2025. Further custodial interrogation of applicant/accused is not warranted. The trial will take its own time. Applicant/accused is only bread earner in his family and his family depend on him. He is ready to cooperated in the investigation, if any. Accused Sachin Pawar is main culprit and recovery made from him. Accused is ready to abide all conditions and never flee away from the jurisdiction and attend the court regularly. With this, it is prayed to allow the application.

5. The learned APP opposed the application on the ground that, the offence is serious in nature. Investigation is in progress. Absconding accused is yet to be arrested and if present accused release on bail then he would help the absconding accused and would commit similar offence in future. Identification parade is also remains to be conducted. Accused has committed serious offence. Hence, there are possibility of tampering of prosecution evidence. With this, it is prayed to reject the application.

6. Having heard submissions, on perusal of FIR it appears that accused has robbed silver chain of informant as well as his digital watch, mobile and cash. The investigation officer has submitted in his reply that the identification parade is yet to be conducted. The other weapons are yet to be seized and the remaining absconding accused are yet to be arrested. It appears that the accused is arrested on 05.03.2026 and remanded to MCR on 07.03.2026 therefore the investigation is at very initial stage.

7. The offence is serious in nature. Even fleeing away of accused from justice on release cannot be ruled out. Applicant/accused failed to make out parameters required for release of accused on bail. The chances of tampering of witnesses and committing similar kind of offence also cannot be ruled out. The allegation in FIR prima-facie shows accused robbed informant and caused injuries.

8. Considering the gravity of offence and severity of punishment, I do not deemed it proper to release the applicant/accused on bail at this

stage. Hence, the application is liable to be rejected. Accordingly, I proceed to pass following order:-

**ORDER**

Criminal Bail Application No.24/2026 is rejected.

Date : 25.03.2026

(Smt.S.K.Upadhyay)  
Additional Sessions Judge,  
Vaijapur, District Aurangabad.