

MHAU160004672026



**Cri. Bail Application No.37/2026**

**Dnyaneshwar Ratan Lohkare**

**Vs.**

**The State of Maharashtra**

**ORDER BELOW EXH.1**

Applicant – **Dnyaneshwar Ratan Lohkare** has filed this application for grant of bail U/sec.483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with C.R.No.I-152/2026 U/Sec.109, 189(2), 191(2), 191(3) 190 and 115(2) of Bharatiya Nyaya Sanhita, 2023 and under Sec.135 of the Maharashtra Police Act registered at **MIDC Waluj** Police Station, Tq. Gangapur, Dist. Chh. Sambhajinagar.

**[2] Prosecution case in short is as follows:-**

On 03.03.2026 Shahid Abdul Majid was proceeding to the house of his aunt at Kamlapur by motorcycle. On the way he saw some people were fighting at Hanuman Nagar. Therefore, he went there and saw that some people of Hindu community were quarreling with some people of Muslim community. Shahid had skull cap on his head, therefore, people of Hindu community recognized him to be of Muslim community. Therefore, some Hindu boys started giving him abuses. They also beat him.

Applicant – Dnyaneshwar Lohkare brought one Knife. At that time, 3-4 unknown boys caught hold Shahid and beat him. At that time, applicant - Dnyaneshwar assaulted him by knife on his stomach, hand and other parts of the body. He sustained many injuries on his body. Thus, those 3-4 boys and applicant – Dnyaneshwar attempted to kill Shahid.

[3] Thereafter, maternal uncle and father of Shahid came to know about the incident. They went to the spot and took him to Ghati Hospital, Aurangabad, where the Doctors gave him medical treatment. Abdul Majid, father of injured – Shahid lodged FIR about the incident.

[4] On the basis of said FIR crime vide C.R.No.I- 152/2026 came to be registered. During the investigation it was revealed that the applicant is one of those 3-4 unknown accused boys. The applicant was arrested on 04.03.2026. Now, he is in Judicial Custody. Therefore, he has filed this application for grant of bail.

[5] I have heard both the sides and perused the material placed on record.

[6] Ld. Advocate for the applicant submitted that as per the contents of the FIR the applicant assaulted injured – Shahid by knife. The I.O. has already seized weapon used in the crime. Therefore, nothing remained to be recovered or discovered from the applicant. Hence, his further custodial interrogation is not

required. There is no criminal antecedent against him. He is permanent resident of Kamlapur, Tq. Gangapur, Dist. Chh. Sambhajinagar. He is ready to abide all the terms and conditions which will be imposed by this court. On these grounds, he prayed for grant of bail.

[7] On the other hand, Ld.APP submitted that, nature of the offence is serious. FIR and statements of injured witness show that, in commission of the offence the applicant has played active role. He assaulted injured - Shahid by knife. In these circumstances, if the applicant is released on bail possibility of absconding of the applicant and tampering with prosecution evidence cannot be ruled out. On these grounds, he prayed for rejection of the application.

[8] On perusal of the material placed on the record it appears that, at the time of incident the applicant was present on the spot and he assaulted injured - Shahid by deadly weapon i.e. knife and caused him many grievous injuries. The I.O. has seized the said knife at the instance of the applicant. Injured – Shahid is still undergoing medical treatment. Ld. Advocate appearing on behalf of the First Informant has produced on record certain photographs which prima facie show that the applicant caused grievous injury to injured – Shahid. Thus, nature of the offence is serious. There is prima facie material to believe that the applicant has committed offence as alleged by the prosecution. Investigation of the crime is in progress. In the circumstances, if

the applicant is granted bail, possibility of his absconding and tampering with the prosecution evidence cannot be ruled out.

[9] Having regard to the above mentioned facts and circumstances, I am of the opinion that the applicant is not entitled for grant of bail. In the result, the application deserves to be rejected. I, therefore, pass the following order:-

**ORDER**

- [1] Application is rejected.
- [2] Inform the concerned police station, accordingly.

Date : 20.03.2026

(S.B. Bahalkar)  
Additional Sessions Judge,  
Gangapur,  
Dist. Chh. Sambhajinagar.