

IN THE COURT OF ADDL.SESIONS JUDGE AT PAITHAN
DISTRICT AURANGABAD

MHAU170001632026



Cri. Bail Application No. 35/2026
Mahendra s/o Raghunath Wahule Vs.
The State of Maharashtra.
Crime No.63/2026, P.S. Paithan,
Offence u/s 309(4) of The Bharatiya
Nyaya Sanhita, 2023.

ORDER BELOW EXH.01

01] This is an application under-section 482 of the Bharatiya Nagarik Suraksha Sanhita 2023 for grant of anticipatory bail by applicant namely Mahendra s/o Raghunath Wahule.

02] The Investigating Officer has opposed the application by filing his reply vide Exh. 8. He has objected the application on the ground that the offence is of serious nature. The weapon of offence i.e. knife, cash amount of Rs. 1,23,000/- and two gold rings are yet to be seized from applicant. It is his further contention that crime No. 260/2024 u/s. 465,468,471 of IPC is registered against applicant at Marine Drive police station, Mumbai. He has further objected the application on the ground that if anticipatory bail is granted to the applicant then there is every possibility of tempering with prosecution witnesses and hampering of the investigation.

03] Heard the learned counsel for the applicant and learned APP for the State. Perused the application, say and case diary. The allegation against the applicant is that he on the point of knife forcibly snatched an amount of Rs. 1,23,000/- and two gold rings from the

hand of informant and threatened to kill informant if he will give report. The case diary shows that the allegation is supported by the statement of an eye witness. The Investigating Officer needs to recover said knife and cash amount. For the purpose of said recovery, the custodial interrogation of applicant is definitely necessary. Consequently, an anticipatory bail cannot be granted to the applicant. Moreover, there is criminal antecedent of applicant and consequently, the applicant will not be entitled to anticipatory bail. The possibility of tampering with prosecution witnesses and hampering of investigation in the event of grant of anticipatory bail cannot be ruled out. I therefore, proceed to pass following order.

ORDER

Application Exh.01 is hereby rejected.

Date : 18.03.2026

(R.D.Gadwe)
Additional Sessions Judge,
Paithan.