

IN THE COURT OF ADDL SESSIONS JUDGE, AMBAJOGAI**Sessions Case No. 29 of 2016****CNR No. MHBI040002112026****State of Maharashtra****Versus****Manoj s/o Manik Karde,****ORDER BELOW EXH.05**

The applicant/accused has moved the present bail application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) seeking his release on bail in connection with Sessions Case No. 29 of 2016 arising out of Crime No. 497/2025 registered with Parli (Rural) Police Station for the offences punishable under Sections 326(G), 118(1), 115(2), 352, 351(2) of the Bharatiya Nyaya Sanhita, 2023 (BNS).

2. The prosecution case, in brief, is that the accused, due to a family dispute, allegedly assaulted the complainant and caused damage to property. On this basis, the aforesaid offences have been registered against him. The offences are stated to be non-bailable in nature.

3. Learned Advocate shinde for the applicant has submitted that The accused is innocent and has been falsely implicated in the present crime. There is no direct or indirect evidence connecting the accused with the alleged offences. The accused has no criminal

antecedents. The accused has been in judicial custody since 29-11-2025. The investigation is completed and charge-sheet has already been filed before the competent Court. The trial is likely to take considerable time for its conclusion. The accused is a permanent resident of Village Brahmanwadi, Taluka Parli, and is ready to abide by any conditions imposed by the Court.

4. Learned APP has opposed the bail application contending that the offence is serious in nature, relates to violence within the family, and therefore the applicant does not deserve to be enlarged on bail.

5. I have considered the submissions advanced by both sides and perused the record produced before this Court.

6. It appears from the record that the investigation is completed and the charge-sheet has been filed. The accused is in custody for a considerable period. There is no material placed on record to show that the accused has criminal antecedents or that his release on bail would adversely affect the prosecution case. The presence of the accused during trial can be secured by imposing suitable conditions.

7. It is a settled principle of law that pre-trial detention should not be punitive and that bail is the rule and jail is an exception, particularly when the trial is likely to take time.

8. Without expressing any opinion on the merits of the case, this Court is of the view that the accused can be released on bail with appropriate safeguards.

ORDER

1. The Bail Application of accused below Exh.05 is allowed.
2. The accused Manoj Manik Karde, Age 32 years is hereby released on bail in Sessions Case No. 29 of 2016 on executing P.R. Bond in the sum of ₹ 30,000/- (Rupees Thirty Thousands only), with one or two solvent sureties in the like amount, to the satisfaction of the Trial Court.
3. The accused shall:-
 - o Attend the Trial Court on each and every date of hearing, unless exempted;
 - o Not tamper with prosecution evidence or attempt to influence any witness;
 - o Not commit any offence of similar nature during the pendency of the trial;
 - o Not leave the jurisdiction of this Court without prior permission.
4. In case of breach of any of the above conditions, the prosecution shall be at liberty to seek cancellation of bail.

(Dictated and pronounced in open court)

Dt. 09/04/2026

Ambajogai

(Dr. Rachna R. Tehra)

Addl. Sessions Judge,

Ambajogai

Certificate

I affirm that, the contents of this P.D.F file are word to word as per original Judgment / order.

Dictated on : 09/04/2026

Transcribed on : 09/04/2026

Checked and signed on : 09/04/2026

Sd/-

(Kailas D. Chavan)

Stenographer