



Special Case (Atrocity) No.51/2024
CNR No. MHBI04-000589-2024

State of Maharashtra

Vs.

Umaji @ Umesh Mahadeo Kale

ORDER BELOW EXH.05.

1. The applicant Umaji @ Umesh MahadeoKale, prays for regular bail under section 483 of Bhartiya Nagrik Suraksha Sanhita, 2023 in crime No.112/2024 registered at Parli Rural police station for the offences punishable under sections 324, 323, 504 and 506 of Indian Penal Code, 1860 and section 3(1)(r) and 3(1)(s) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

2. One Radhakishan Prakash Rode lodged a report that he along-with his family members are resident at Tokwadi and he belongs to Mahar caste. He is a driver and doing service on the truck of one Tukaram Munde. On 23.04.2024 his brother Ravi Prakash Rode came in the house and informed that, in the procession of Dr. Babasaheb Ambedkar one Umesh Kale abused him on caste. Therefore, he went to the hotel of Umesh Kale and asked him as to why he has abused his brother. At that time Umesh Mahadeo Kale abused him as 'Mahardya' and attacked on his person with fighter, voluntarily caused injury to him and abused on his caste. He also threatened to kill him. At that time Rajabhau Munde and Vishal Datta Rod, Ram Dattao Rode came there and they rescued the quarrel. Hence, this report.

3. The main grounds of the applicant are; he is falsely implicated in this case and he has no concern with this crime. The investigation is completed and nothing is remained to investigate. He is karta of his family and if not released on bail, his family will put to starvation. He will abide the terms and conditions of the bail.

4. The learned A.P.P. has not filed say. Therefore, the application is proceeded without say of the state.

5. Heard learned advocate for the applicant. Perused the charge-sheet. The offences against the accused are only causing voluntarily hurt, abused and threatened informant. So also, abusing informant on caste. Since, the offence is registered under Atrocities Act, the notice was issued to the informant. However, he was not found on the given address and the service is effected through his mobile. Even though he has not appeared and contested the application. In this crime the investigation is completed and the charge-sheet is filed. Now the trial will take its own time to decide it and therefore, it is not necessary to keep the applicant / accused behind bar. Hence, the accused is entitled to be released on regular bail. Hence, order.

ORDER

- A. Bail Application Exh.5 in Special Case (SC & ST) No. 51/2024 is allowed with conditions.
- B. The applicant be released on bail on furnishing his PB of Rs.50,000/- with surety in like amount subject to condition that he shall attend the court date regularly.
- C. He shall not tamper prosecution witnesses,
- D. In view of judgment passed in SMW (Cr) No.04 of 2021 In Re: Policy Strategy for grant of bail, copy of this order be sent to the Jailor, Beed electronically.
- E. Bail before this court.

Place : Ambajogai
Date : 25.08.2025

(Ajitkumar B. Bhasme)
Special Judge (SC & ST),
Ambajogai.

CERTIFICATE

"I affirm that all the contents of this PDF file are word to word as per original judgment/order".

Dictated on : 25.08.2025

Transcribed on : 25.08.2025

Checked & Signed on : 25.08.2025

Date : 25.08.2025

A.S.PANHALE
STENOGRAPHER GR-1