

MHBI180001152026



**Cri. Bail Application No. 50/2026**

**Ashok Babasaheb Chole**

**Vs.**

**State of Maharashtra**

**:: ORDER BELOW EXH. 1 ::**

Anticipatory bail application under Section **482** of the B.N.S.S. in crime No. 20 of 2026 of **Dharur** police station for the offences punishable under sections 140(2), (3) and 3(5) of the Bharatiya Nyaya Sanhita, 2023 (BNS).

**Brief contents of this application and argument of the applicants are-**

**1.** The informant is the father of Dadasaheb Sham Bade lodged FIR on 27/01/2026 that her son Dadasaheb had been abducted and he raised cause of such might be his son Dadasaheb had obtained 36 Lakh rupees as advanced from Dr. Babasaheb Ambedkar Sugar Factory, Dharashiv, out of which Rs. 18,30,000/- refunded and Rs. 17,70,000/- has to be paid. While searching his son one Anil Gholve gave information that one White colour Scorpio car without having number plate abducted to his son. Accordingly, he lodged FIR to the Dharur police station. The police officer registered the crime and arrested to Manoj Gholve, Ramesh Munde. The name of these applicants alleged to be disclosed in the statement of these arrested persons. So there is apprehension of arrest of these applicants in the present crime.

**2.** The applicant argued that there is no eye witness nor recovery

of incriminating material connecting this applicant with alleged offence. This money transaction or financial dispute does not constitute offence as alleged. There is no over act or anything material to prima-facie disclose involvement of this applicant. There is no criminal antecedents. As well as custodial interrogation of accused also not required. He is ready to abide all conditions. With this request to release accused on bail.

**Say of the victim at Exh. 8 and prosecution at Exh. 5 as well as their argument**

3. This application is strongly objected and argued on the grounds that the nature of offence is serious one. Considering the statement of victim gravity of offence is also serious in nature. There are prima-facie evidence against these applicant-accused about the commission of such alleged crime like abduction, used of dangerous weapon and assaulted by them with such weapon in order to commit such offences. The victim has stated entire facts of this incident as per his statement dated 12/02/2026. Wherein accused had come in the said Scorpio they acrossed the said Scorpio to the motorcycle of victim and four persons got down from the said Scorpio. Shrikrishna @ Bablu had an Axe with him, he caught neck of the victim, other accused caught arms of the victim and dragged him, the Sandesh Dhumal put a knife on his throat and hit on his head with the handle of said knife. Due to that he had

sustained injury on his head. Thereafter, they threw to the victim in the Scorpio under the seat. Again Shrikrishna slapped him and kept his leg on his chest and throat. Shrikrishna and Kishor both had taken away Rs.5,000/- from his pant's pocket. This Scorpio was driving by this applicant throughout. He was participate and involved in the said crime since beginning. Thereafter, they blind folded him, wrongfully confined him in one room, tied him to the chair and assaulted him with fists blows and kicks, threatened him to give Rs.8,00,000/- otherwise they will throw him in any of factory. Thereafter, on 08/02/2026 at about 8.30 hours they left him at Miraj. Where the victim made a phone call to his father thereafter he was admitted to Samarth hospital, Telgaon. He was not in condition to give a statement therefore, he had given statement at police station on 12/02/2026. It is further argued that considering these facts, and the statement of co-accused Manoj @ Sonya Gholve also stated these facts in his statement which reveals prima facie commission of said offence and this accused was involved in the commission of said offence. Yet the investigation is not completed, custodial interrogation of this accused is required for recovery of the weapons, Scorpio van and for other factors of investigation. With this request to reject this application.

**Reasoning and Order**

4. Having consider all above matter (application, say,

documents and arguments) it reveals that Dadasaheb Bade is victim in the said alleged crime. On 12/02/2026 he had given statement of the alleged crime/incident occurred with him on 26/01/2026. While considering whether there are prima-facie material against these applicants-accused from the statement of victim it reveals that other four accused had got down from the said Scorpio. Particularly Shrikrishna had an Axe in his hand, he caught neck of victim, as well as Kishor Phad caught the arms of victim and dragged him, Sandesh Dhumal put a knife to his throat and hit on his head with said handle of knife. Thereafter, they threw him in the said car. Shrikrushna slapped and put his leg on the chest and throat of the victim and thereby they had taken away Rs.5,000/- from the pant's pocket of victim. They wrongfully confined him in one room and tied him to the chair and assaulted him with fists blows and kicks. Santosh Choure threatened him to kill by throwing him in one of factory and thereby they left him on 08/02/2026 at about 8.30 pm at Miraj. So also it has been stated that this car was driving by this applicant throughout and he had knowledge of the said facts and participated in the commission of said crime.

5. Moreover, one of the alleged accused Manoj Chandrakant Gholve had given statement to police station that about said incident as of the statement of Victim wherein involvement of applicant has been stated

by him.

**6.** One of the eye witness Samadhan Munde who has stated that while he was proceeding on his motorcycle Hero delux company MH-44 X-3688 towards Chondi and when he reached at Telgaon road he had seen one white colour Mahindra company Scorpio crossed the motorcycle MH-23 AE-2756. He also saw that the Manoj Gholve, Sonu Dhumal, Darade and Choure wherein the Scorpio car and they caught neck of victim and dragged him, Kishor Phad applicant No. 2 also present there and they abducted to the victim in the said Scorpio car which was not having number plate.

**7.** As above statements and other evidence it reveals that there are prima facie material against this applicant-accused about the involvement and commission of such crime.

**8.** Considering the nature and gravity of the crime are serious in nature which is title as abducting in order to commit murder or for ransom, etc. As per clause 2 and 3 of section 140 as person who is kidnapped or adducted detained and threatened to cause death or hurt to such person or by his conduct gives rise to a reasonable apprehension that such person may be put to death or hurt, or causes hurt or death to such person which is punishable for imprisonment of life and fine. And with intent to cause that person to be secretly and wrongfully confined is punishable for a term

which may extent to 7 years and fine.

9. As per the facts of the prosecution yet investigation has not been completed, the weapons which alleged to be used in said crime has to be recovered, and custodial interrogation of these applicants-accused is required for investigation of the said crime in detail. In that circumstances, these applicants-accused are not entitled to release on anticipatory bail. Hence, this application has to be rejected.

Pass following order.

**ORDER**

- 1 Application is rejected.  
(Pronounced in open Court)

Place : Kaij  
Date : 16/03/2026.

( **Rahimat K. Shaikh** )  
Additional Sessions Judge  
Kaij.

**CERTIFICATE**

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

Dictated on : 16.03.2026  
Transcribed on : -----  
Checked & signed on : 16.03.2026

sd/-  
(S. S.Nakhate )  
Stenographer Grade-3,