

1 Cri. Bail Appln. No. 62/2026
(Order below Exh.1)

MHBI180001372026



ORDER BELOW EXH. 1

Sumer Bhoraram Choudhary and another

V/s.

State of Maharashtra

This is an application filed under Section 482 of BNSS by accused/applicants Sumer Bhoraram Singh Choudhary and Omaram Bhikharam Jaat, in Crime No. 08/2026 for offence punishable under Sections 115(2), 127(3) 3(5) of BNS 2023 and under Sections 3(1)(r) (s), 3(2)(va) of the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, registered at Dharur Police Station, Dist. Beed. Meanwhile, accused Sumer Bhoraram Singh Choudhary has been arrested, therefore Ld. Advocate for the applicants by filing pursis not press the present bail application in respect of accused Sumer Bhoraram Singh Choudhary and proceeded further with this bail application in respect of applicant/accused Omaram Bhikaram Jaat only.

2. Brief facts of the case as per FIR that the accused Sumersinh running a Jilebi Shop at Dharur and the first informant was working as labour in the said shop. The first informant is resident of village Sajada Khurda, Police Station, Luni, District Jodhpur, Rajasthan. The first informant requested the accused for leave as his wife was pregnant. However, the accused refused to give leave and beat him mercilessly and abused on the caste. The first informant was confined

in a room and shoot its videograph. When the said video becomes viral, the uncle of the first informant rescued him. Due to fear of the accused, the first informant Kaluram on 02/01/2026, lodged FIR at Police Station, Luni, District Jodhpur, State Rajasthan. As the offence is committed within the jurisdiction of Dharur Court, it has been transferred to Police Station, Dharur.

3. It is submitted that the present applicant is nowhere concerned in the crime. Accused is falsely implicated in the present crime. Nothing remained to be seized from him, therefore, his custodial interrogation is not required. Hence, prayed to grant bail.

4. Notice was issued to state. APP filed reply. I.O. filed his report. The complainant failed to appear inspite of notice. The Ld. APP submitted that the investigation is going on. If, the accused is released on bail, the further investigation will be hampered. Hence, prayed to reject the application.

5. Perused the reports and FIR. In order to find out whether there is a prima facie case against the applicants is or not, it was necessary to go through the allegations in FIR. It is because, unless there is a absence of prima facie case, the anticipatory bail can be granted. The present applicant brought the victim from his village which is situated at State of Rajasthan to Dharur in Maharashtra for doing labour work. The applicant was knowing the caste of the present victim and he compel him to work such as bonded labour. This itself shows

that there is a prima facie case against the applicant which attract the provisions of Atrocities Act. Apart from that the contents of FIR shows that the present applicant is the main accused. He himself had confined the victim and taken him at Madhya Pradesh. No doubt, the accused Sumer has been released on regular bail, but, the role of the present applicant and the accused Sumer are not similar. In such circumstances, the applicant is not entitled for the relief of protection from his arrest. Hence, I proceed to pass the following order;

ORDER

Anticipatory Bail Application of applicant Omaram
Bhikharam Jaat is hereby rejected.

Date : 23.03.2026.
Place: Kaij.

(S.B. Bhajipale)
Addl. Sessions Judge, Kaij

CERTIFICATE

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

(G. N. Ghayal)
Steno Grade-1

Dictated On : 23.03.2026.
Transcribed on : 23.03.2026.
Checked & signed on : 23.03.2026.