

<u>IN THE COURT OF ADDITIONAL SESSIONS JUDGE,</u> <u>KHAMGAON, DISTRICT BULDANA</u> Present: Amit P. Kokare, Additional Sessions Judge.	
CNR. No. MHBU040010612026.  <u>Criminal Bail Application No. 261/2026</u>	
<u>Applicant/ Accused</u>	Ujwal Ramesh Lahudkar Age- 33 years, Occupation-Labor, R/o. Kathora, Tq. Khamgaon, District Buldhana.
Represented by	Mr. Ajay Gawhande, Ld. Advocate.
<u>Respondent</u>	State of Maharashtra, Police Station Jalamb, Tq. Shegaon, Dist. Buldhana
Represented by	Ku. R. D. Bawaskar, Ld. APP

Order below Bail application Exh. 01.
 (dated 03/07/2026)

A. Case Details :-

FIR Number and Date	02/2026, dated 01/01/2026
Police Station, District and State	P. S.- Jalamb, District- Buldhana, State - Maharashtra.
Sections invoked	109, 85, 115(2), 352, 3(5) of the BNS.
Maximum punishment prescribed	Up to Life.

B. Custody and Procedural Compliance :-

Date of Arrest	06/01/2026
Total period of custody undergone	05 months and 27 days

C. Status of Trial :-

Stage of proceedings (Investigation/Charge-sheet/Cognizance/Framing of Charges/Trial)	Charge-sheet is filed but trial has not commenced.
Total number of witnesses cited in the charge-sheet	12
Number of prosecution witnesses examined	00

D. Criminal Antecedents :-

FIR No. and Police Station	Crime No. 48/2021, Police Station Jalamb
Sections	324, 504, 506, 34 of the IPC
Status (Pending/Acquitted/Convicted)	Pending

E. Previous Bail Applications :-

Court	Additional Sessions Judge, Khamgaon
Case No.	Cri. Bail Appln. No. 55/2026
Outcome of Case	The application is rejected on 12/02/2026.

F Coercive Processes :-

Whether any Non-Bailable Warrant was issued	No
Whether declared a proclaimed offender	No

This is the second application by the accused under section 483 of the BNSS for grant of regular bail.

02. The notice was issued to the APP/I.O. In turn the APP and I.O. have filed their common reply as per Exh. 05 and had strongly opposed the application.

03. Heard Ld. APP, Ld. Advocate for the accused. Perused the application, say and copy of charge-sheet.

04. The allegation against the accused is that on 09/12/2025 at about 08.30 a.m. the present accused has assaulted to the victim under the influence of liquor. Hearing the quarrel the father-in-law, mother-in-law and brother-in-law of the victim rushed there. They uttered that the victim is regularly creating such unwelcome incidents. Later, the father-in-law and brother-in-law hardly hold the hands and legs of the victim, whereas mother-in-law and the present accused have poured the poisonous liquid in her mouth. Thereafter, the victim was admitted to General Hospital, Shegaon. She was discharged on 13/12/2025. Once again on 19/12/2025 she was admitted in the General Hospital, Akola as she was suffering from severe throat infection. On 21/12/2025 she undergone the operation of

the throat. On 27/12/2025 she was discharged from the hospital. In this backdrop on 01/01/2026 she had lodged the report against the accused.

05. The first bail application was filed by the present accused during investigation. After filing of charge-sheet this is the first bail application of the accused. The accused is seeking the bail on the grounds that he is innocent and falsely implicated in this case, the FIR is the outcome of imaginary and concocted story. He is ready to abide each and every condition if any, imposed by this court while granting the regular bail.

06. At the outset it is necessary here to mention that investigation is complete and charge-sheet is filed. Hence, physical presence of the accused for the investigation is not necessary. Accused is behind bars since 06/01/2026. It appears that incident has taken place on 09/12/2025 and the FIR is lodged on 06/01/2026. Therefore, there is substantial delay in filing FIR. During this intervening period informant had opportunity to lodge the report or disclose the incident. It appears that co-accused Ramesh, Shobha are released on bail by Hon'ble High Court. Hon'ble High Court while releasing co-accused on bail has observed that the documents enclosed with the charge-sheet *prima facie* do not show poison was administered to the informant. Moreover, Hon'ble High Court while releasing the accused Ramesh on bail has made following observations,

“...6. I have considered the rival submissions. Admittedly, it appears from the record that the date of incident is 09/12/2025. It further appears that on 10/12/2025, the informant was hospitalized and was discharged on 12/12/2025. During the entire period, it appears from the record that she has not made any allegation of administration of poison. It is further to be noted that even the medical papers do not show presence of any poison. It further appears from the records that it is for the first time on 01/01/2026, she had filed the first information report. Though she tried to give the explanation, but considering the huge delay in registration of the first information report and in the absence of any material in respect of presence of poison, it is very difficult to accept the story of the informant. Considering the nature of allegations, and the fact that the investigation is over and charge-sheet is filed, I am inclined to grant bail.”

07. Hence, as the charge-sheet is already filed and there is delay in lodging FIR and as the medical papers do not show presence of poison, in the facts and circumstances of the present case the present accused has made out a case for grant of regular bail.

08. Under such circumstances, the present application is liable to be allowed. Hence, I proceed to pass the following

order.

ORDER

1. The application is allowed.
2. The applicant/accused Ujwal Ramesh Lahudkar be released on bail in connection with Crime No. 2/2026 registered with Police Station Jalamb, Tq. Shegaon, Dist. Buldhana for the offences punishable under sections 109, 85, 115(2), 352, 3(5), 49 of the Bhartiya Nyaya Sanhita, 2023 on his furnishing P. R. Bond of ₹25,000/- with one surety in the like amount.
3. The applicant/accused shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, as also shall not tamper with the evidence.
4. The applicant/accused shall attend date of trial regularly.
5. Hamdast allowed.
6. Copy of charge-sheet be returned to the I.O.
7. The applicant/accused is in jail, he should be informed about grant of bail by sending copy of bail order through the Superintendent of Jail by E-mail.

Place: Khamgaon.
Date: 03/07/2026.

(Amit P. Kokare)
Additional Sessions Judge,
Khamgaon, Dist. Buldana.

Cri. Bail Appln. No. 261/2026.
Ujwal Vrs. State.

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CNR. No. MHBU040010612026.
Order below Exh. 01.

Certificate

I affirm that the contents of this PDF file order as correct word to word as per the original order or Judgment.

Name of the Court : Adhoc DJ-1 and ASJ, Khamgaon.

Name and designation : A. A. Tholbare, Stenographer (Grade-2)

Direct Typed on : 03/07/2026

Uploaded On : 03/07/2026