


IN THE COURT OF THE ADDITIONAL SESSIONS JUDGE, MALKAPUR, DISTRICT – BULDHANA	
Criminal M.A. No. 52/2025	
CNR–MHBU11-000901-2025 	Sagar Kushkumar Verulkar Versus Prafulla Raghunath Dane + 1

ORDER BELOW EXH. 01

(Date of Order - 11th March, 2026)

This is an application filed by the informant in Crime No. 478/2023 registered with Police Station, Nandura for the offence punishable under Sections 143, 323, 324, 327, 504, 506 of the Indian Penal Code, 1860 for cancellation of bail granted to present respondent Nos. 1.

2. Respondent No. 2 i.e. concerned Police Station supported the application. Respondent No. 1 resisted the application by filing say at Exh. 10. Read the application and say. Heard all the parties.

3. Admittedly, respondent No. 1 is the accused in the aforesaid crime. He has been granted anticipatory bail by this Court vide order dated 12/09/2023 below Exh. 1 in

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A.B.A./Criminal B.A. No. 229/2023 on certain conditions. One condition was that, he should attend concerned Police Station on every Saturday at 11:00 a.m. to 01:00 p.m. and co-operate with investigation till next 60 days or till filing of charge-sheet, whichever is earlier.

4. Ld. Advocate for the applicant submitted that, respondent No. 1 never attended the concerned Police Station and he was also not attending the Court till the filing of the present application. He submitted that, therefore, he committed breach of the condition and hence, his bail may be cancelled.

5. Ld. Advocate for respondent No. 1 submitted that, respondent No. 1 has obeyed each and every condition of the bail. He also submitted that, as per the condition, respondent No. 1 visited the concerned Police Station on every Saturday between 11:00 a.m. to 01:00 a.m. He submitted that, respondent No. 1 had also obtained the signatures of concerned I.O. on the diary, but, now it is not traceable due to lapse of time. He prayed for rejection of the application.

6. I considered rival submissions carefully. It is

true that, the concerned Police Station also submitted its say at Exh. 9 and merely stated that, there is no record of attendance of respondent No. 1 in the Police Station. It may be noted that, the Investigating Officer was well aware about the conditions. If, respondent No. 1 had failed to attend the Police Station, the Investigating Officer would have approached this Court for necessary action. But, it is not the case. Moreover, it is not the case of the applicant that, the Investigating Officer was in collusion with respondent No. 1. The applicant does not appear having personal knowledge of the attendance of respondent No. 1. Moreover, the condition of attendance of Police Station was imposed, so that, the Investigating Officer get opportunity to interrogate respondent No. 1 and make progress in the investigation. Now, the investigation is completed. It is not the case that, the investigation was hampered due to alleged absence of respondent No. 1.

7. So far as, attendance in the Court is concerned, there is nothing on record to show that, the information of filing of the charge-sheet was communicated to respondent No. 1 or any summons was served on respondent No. 1. Therefore, it cannot be said that, respondent No. 1

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deliberately remained absent before Nandura Court. Secondly, if he had made any default, Ld. Judicial Magistrate First Class had power to issue N.B.W. against respondent No. 1. It is not the case that, any such action was taken against respondent No. 1.

8. Considering the aforesaid discussion, I am of the opinion that, there is no case for cancellation of anticipatory bail granted to respondent No. 1. It may be noted that, there should be grave and serious circumstances to cancel the bail and curtail personal liberty of any person. Such circumstances are not existing in this case. Therefore, the application deserves to be rejected. Accordingly, I pass the following order :-

ORDER

1. Criminal M.A. No. 52/2025 is hereby rejected.
2. Application is disposed of accordingly.

Malkapur.
Date – 11/03/2026.

(Purushottam B. Jadhav)
Additional Sessions Judge,
Malkapur.

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CERTIFICATE

I certify that this order's P.D.F. file uploaded is a true and correct copy as per original signed order.

Name of Court	:	Additional Sessions Judge, Malkapur.
Name of Stenographer	:	Miss H.D Chaudhari, Stenographer Grade I.
Date of order	:	11/03/2026.
Date of Uploading	:	12/03/2026.