

MHCH040002832026



ORDER BELOW EXH. NO.1
(Passed on 11th day of June, 2026)

(A) CASE DETAILS		
(i)	FIR number and date	483/2026
(ii)	Police Station, District and State	Chimur, District- Chandrapur (Maharashtra)
(iii)	Sections invoked	3(1)(r)(s), 3(2)(va), 3(2)(v) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and under sections 118(1), 118(2) r/w sections 3(5) of the Bharatiya Nyaya Sanhita, 2023.
(iv)	Maximum punishment prescribed	10 years
(B) CUSTODY & PROCEDURAL COMPLIANCE		
(i)	Date of Arrest	13/05/2026
(ii)	Total period of custody undergone	31 days
(C) STATUS OF TRIAL		
(i)	Stage of proceedings (Investigation / Charge-sheet / Cognizance / Framing of Charges / Trial)	Investigation going on.

(ii)	Total number of witnesses cited in the charge-sheet	Investigation is not completed.
(iii)	Number of prosecution witnesses examined	Nil
(D) CRIMINAL ANTECEDENTS		
(i)	FIR No. & Police Station	Nil
(ii)	Sections	Nil
(iii)	Status (Pending / Acquitted Convicted)	Nil
(E) PREVIOUS BAIL APPLICATIONS		
(i)	Court	Nil
(ii)	Case No.	Nil
(iii)	Outcome of case	Nil
(F) COERCIVE PROCESSES		
(i)	Whether any Non-bailable Warrant was issued	Nil
(ii)	Whether declared a proclaimed offender	Nil

Applicants, **Abhay Sanjay Butke and Sahil Patru Naitam**, are seeking regular bail under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 in Crime no. 483 of 2026 for the offences punishable under sections 3(1)(r)(s), 3(2)(va), 3(2)(v) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and under sections 118(1), 118(2) r/w sections 3(5) of the Bharatiya Nyaya Sanhita, 2023, registered with Police Station, Chimur, Distt. Chandrapur.

02] According to the prosecution, informant, who was Police Patil of village Khangaon, Teh. Chimur, Distt. Chandrapur has given an amount of Rs.70,000/- to one women namely (B) known to him. On 12/05/2026, he made a phone call to her brother i.e. co-accused Navnit and stated him that he is coming to receive his amount back. Accordingly, at about 9:30 a.m. he came to the house of Navnit along with his wife. He demanded his amount back. However, instead of paying him his amount, said Navnit started assaulting him by means of stick, so also hurled him filthy abuses on his caste. He assaulted on his back, legs, hands, head etc. Applicants have caught him and Navnit has assaulted. When his wife came to rescue him, she was also assaulted. In said incident, he received severe bleeding injuries. Thus, on his statement, instant crime is registered against the applicant and co-accused.

03] However, as per the applicants, they have not committed any such offence as alleged. In fact, said woman (B) is (his) sister of co-accused Navnit residing separate from him, to whom on 10/05/2026 and 11/05/2026, informant had molested. Therefore, on her report Crime no.482 of 2026 under sections 64(1), 64(2)(m), 332(b), 115(2), 351(3), 352 of the B.N.S. 2023 came to be registered against the informant at Police Station Chimur. Therefore, to counter the report of his sister, informant created false story and implicated them in this crime. They are arrested on 13/05/2026 and since than languishing in jail. Their custody is not required to the Investigating Officer. They are ready

to abide by any conditions, imposed while releasing them on bail. With this they prayed for bail.

04] The Ld. PP and the Investigating Officer have strongly resisted the application contending that wife of the informant is staying at Chimur along with his minor children. If the applicants are released on bail they may threaten or pressurize the wife of the informant and their children. Further there is probability of further commission of the offence, if the applicants are released on bail. With this, they prayed for rejection of the application.

05] Heard both the sides. The Ld. PP and Ld. Advocate of the applicant have made same submissions as stated herein-above.

06] Upon hearing both the sides, I have gone through the case diary. On perusal of the case diary and documents on record it seems that the sister of co-accused Navnit has lodged report against the informant and offences under sections 64(1), 64(2)(m), 332(b), 115(2), 351(3), 352 of the B.N.S. 2023 is registered against him. It is also depicting from the case diary that informant has sustained lacerated wound on his head which are grievance in nature, whereas the other four injuries are simple in nature. The informant is arrested in Crime no.482/2026, registered at the instance of sister of applicant and he is behind bar. He has also opposed the application stating that if the applicants are released on bail in that event he may also be enlarged on bail. On perusal of the case diary it is seen that statement of most of the witnesses

are recorded and investigation is at the verge of completion. The informant is not in hospital. Thus, considering the counter reports in my view no purpose would be served by allowing further pre trial detention of the applicants behind bar. Hence, following order :-

ORDER

- 1) The application is allowed.
- 2) Applicant, **Abhay Sanjay Butke and Sahil Patru Naitam**, be released on bail on executing P.R. bond of Rs.40,000/- **each** and one solvent surety in like amount on conditions that :-
 - (a) they shall not enter Chimur until further order.
 - (b) they shall report is presence to Police Station Chimur on every Monday at 11:00 a.m. until further order.
 - (c) they shall maintain diary of his attendance in Police Station and produce the same before the Court as and when called by the Court.
 - (d) they shall not try to contact the injured or any other prosecution witnesses or to threaten, pressurize or make any inducement to them.
- 3) Inform to the Investigating Officer accordingly.

Date 11/06/2026

(Atul K. Shah)
Addl. Sessions Judge,
Warora