

In the Court of Additional Sessions Judge, Dhule.
(Presided over by Mr.R.N.Hiwase)

Criminal Bail Application No.120/2026.
(CNR No.MHDH010005212026)
(Vikky @ Chetan Choudhari V/s. The State of Maharashtra)

ORDER BELOW EXH.1

The applicant/accused by name Vicky @ Chetan Suresh Chaudhari has been apprehending his arrest in connection with C.R.No.40/2026 registered by the Shirpur City Police Station, for the offences punishable under Section – 109, 132, 121(1), 303(2) and 352 r/w.3(5) of the B.N.S. and Section – 48(7) of M.L.R.C..

2. Perused the application, say thereon filed by the State and the police papers. Heard both sides.

3. It is the story of the State that the informant by name Mahendra Laxman Patil was working as the circle officer in the Tahsil office, Shirpur. He was entrusted with the duty to take action against illegal mining of minor minerals. So also, Ranjit Jogdand, Rahul Gunwante, S.PMahajan, N.S.Patel, Jayesh Rajput, Mahesh Savle, Ganesh Bagul, Yogesh Patil, Ravikiran Dhudku Malich, Vijay Pandit Pawar and Vishal Koli were the members in his team headed by him.

4. On 31.01.2026 at about 10.00 a.m., the informant and his team went to the national highway No.3, Shahada fata, near Kasturi hotel for taking the action against the person, who were mining and transporting the sand. At about 10.45 a.m., one

hiwa vehicle was coming towards Kalmsare town. They found that there was sand in that hiwa vehicle. They gave indication to the driver of the said vehicle to stop. They gave their introduction to the driver of said vehicle and asked his name and description. At that time the driver of his vehicle tried to take the said vehicle on the body of informant and his team. Thereafter, the driver of said vehicle i.e. accused No.4 took the U-turn of the said vehicle and ran towards Chopda T-point. The informant and his team chased the said vehicle and caught it near Bharat Petroleum near Chopda T-point. They asked accused No.4 his name and address, but he did not answer. They asked about the royalty in respect of sand in the said vehicle. But, accused No.4 had no document. After sometime, the applicant/accused, co-accused Amol Shete and Rohidas @ Rohit Shete came there and asked to release the vehicle. They asked accused No.4 to take away the said vehicle. The accused persons rushed on the body of Mahesh Sable and manhandled him. They pressed the neck of Mahesh Sable and tried to kill him. They asked accused No.4 to take the vehicle and if someone came in a way of that vehicle, then took the vehicle from his body. At that time accused No.4 took the vehicle on the body of the informant and his team to kill them. The said vehicle was taken away by accused No.4.

5. The learned advocate for applicant/accused has submitted that the allegations in the F.I.R. are vague. The applicant/accused is falsely implicated in this case. There were 11 persons in the team of informant. Therefore, it is not possible that those

11 persons could not handle four accused persons. The applicant/accused is ready to abide the terms and condions of the bail. Hence, he be released on bail.

6. On the other hand, the learned A.P.P has argued that this offence is grave and serious. The sand is yet to be recovered. The accused assaulted the public servants and tried to kill them. The sand is yet to be recovered. The custody of the accused is necessary for the interrogation. If he will release on the bail, he will commit the same type of offence. The investigation is going on. Hence, this application is to be rejected.

7. After considering the submissions made by both sides, it appears to me that this offence is grave and serious. The accused assaulted the public servants, who were discharging their duties. The sand is yet to be recovered. The custodial interrogation is necessary. The other accused are yet to be arrested. The investigation is not completed. Therefore, considering all these things, I am not inclined to release the accused on bail. Hence, I proceed to pass the following order.

ORDER

The application stands rejected.

(Dictated and Pronounced in Open Court.)

Date : 10.03.2026.

(R.N.Hiwase)
Additional Sessions Judge
(Court No.5), Dhule.

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CERTIFICATE

I certify that the contents of this P.D.F. File are word to word as per Original Judgment/Order.

Name of the Stenographer : J.S.Jain.
Name of the Court : Court of District Judge-5, Dhule
Judgment directly typed on : 10.03.2026.
dias computer.
Order checked and signed by : 10.03.2026.
Presiding Officer
P.D.F. Uploading Date : 10.03.2026.

Sd/- xxx
Stenographer(Grade-I)