

MHGA010005592025



**IN THE COURT OF ADDITIONAL SESSIONS JUDGE AT
GADCHIROLI**

(Presided over by Shri P. V. Chatur)

Sessions Case No.76/2025

State -vs - Sunil Bakhar

Sunil Devaji Bakhar

Age: 31 yrs, Occupation : Labour

R/o Dadapur, Tah-Kurkheda

Dist- Gadchiroli

.... **Applicant**

...Versus...

State of Maharashtra

Through Police Station Officer,

P. S. Purada, Tah-Kurkheda

Dist- Gadchiroli

.... **Non-applicant**

.....

Order Below Exh.07

(Passed on : 17th April, 2026)

1] The accused Sunil Devaji Bakhar, sought regular bail.

Allegations in the FIR (in short):

2] The informant is serving as Gram Sevak in Gram Panchayat, Dadapur, Tahsil Bramhapuri. On 23.04.2025, while she was engaged in survey work assigned by the Government, the accused obstructed her official duty. He pulled her towards him and thereby outraged her modesty.

3] Subsequently, when the informant was present in the Gram Panchayat Office at Gadchiroli, the accused arrived armed with an axe. He attempted to assault her with the axe intending to kill, but the blow was dodged by the informant. The accused then issued threats to the informant. Thereafter, he went outside the Gram Panchayat Office and caused damage to the vehicles belonging to the informant and the witnesses.

4] On the basis of this report, an offence was registered at Police Station Purada, Tahsil Kurkheda, District Gadchiroli.

Contentions and Grounds for Bail (Accused):

5] The accused submits that he has been falsely implicated. It is contended that there is no documentary evidence to establish that the informant was on duty on 23.04.2025.

6] The accused further submits that in the year 2025, he had lodged a report with the Tahsil Office, Kurkheda against the informant regarding construction of a C.C. road. Hence, the present FIR is alleged to be a retaliatory act.

7] The accused was arrested on 27.04.2025. It is submitted that nothing remains to be seized from him. He has family responsibilities, has no criminal antecedents, resides within the jurisdiction of this Court, and poses no risk of absconding. He undertakes not to tamper with prosecution evidence and is willing to furnish surety and abide by all conditions imposed by the Court, including regular attendance.

Reply of the Learned APP (Exh. 9):

8] The Learned APP reiterates the facts of the FIR and submits that the informant is a public servant required to visit villages daily. The accused is described as arrogant and cruel in manner. The informant,

being a woman, is vulnerable, and there is apprehension that the accused may again assault her if released on bail. There is also possibility of tampering with or pressuring witnesses. Prima facie material is available in the charge-sheet to frame charge. Hence, the Learned APP prays for rejection of bail.

Consideration:

9] Heard the Investigating Officer, Learned APP for the State, and Learned Advocate for the accused/applicant. Perused the investigation papers and charge-sheet.

10] Investigation is complete. The informant is not injured in the alleged incident. The prosecution witnesses are government servants. Nothing remains to be seized from the accused, who is in custody since 27.04.2025.

11] Charge has been framed on 08.10.2025. However, the prosecution has not taken effective steps to secure presence of witnesses. The accused continues to remain in custody without progress in trial. As the witnesses are government servants, the possibility of tampering appears minimal. The Learned APP has not denied that the accused had lodged a complaint against the informant before the Tahsil Office, Kurkheda. Though this fact cannot be accepted as gospel truth, it indicates possible motive for lodging the FIR.

12] The accused is ready to furnish solvent surety and abide by all conditions, including attendance before the Court during trial. In view of the above, continued custody of the accused does not appear necessary. Therefore, accused is entitled to be released on bail subject to conditions. Hence, order:

ORDER

1. The Bail Application vide Exh. 07 is allowed.

2. The accused/applicant stands enlarged on bail of Rs. 25,000/- with one surety in like amount in Crime No. 39/2025 registered u/s 109,132,74,324(2),351(2),352 of BNS 2023 of P.S. Purada, Tah- Kurkheda,District-Gadchiroli.
3. The accused/applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, nor shall he tamper with the evidence.
4. The accused/applicant shall provide his residential address and cell number to the concerned Police Station and shall not change his place of residence without prior intimation to the Investigating Agency.
5. The accused/applicant shall attend every date of the trial regularly. If he fails to attend the trial for two consecutive dates, or fails to comply with the aforesaid conditions, the State may move for cancellation of bail.
6. The accused/applicant shall attend the Police Station Purada every week on Sunday between 10:00 a.m. and 2:00 p.m.
7. Copy of this bail order be sent to concerned Jail Superintendent and District Legal Services Authority(D.L.S.A.), Gadchiroli on their authorized E-mail I.D. forthwith.
8. The bail application is hereby disposed of.

(**Pravin V. Chatur**)

District Judge-2 &
Additional Sessions Judge,
Gadchiroli

Date : 17.04.2026

Dictated & typed on 17.4.2026

Checked and signed on 17.4.2026