



Cri.B.A. No. 31/2026  
State X Atul Habka  
MHGA130000682026

**ORDER BELOW EXH. 01**  
(Passed on 04.04.2026)

1. By way of present application under Section 483 of the Bhartiya Nagarik Surkasha Sanhita, the accused is seeking regular bail.
2. In nutshell, the facts on which the application is moved are as under :-

On 30.1.2026 the informant was at her home. When she went to answer nature's call, both accused persons caught hold of her and took her to the field. They tore her blouse and beat her. The informant did not divulge the incident to any one and falsely said that she fell down in bathroom and sustained injury. Finally she lodged report with Police Station, Bhamragad. Crime No. 10 of 2026 was registered against the accused with Police Station, Bhamragad, for offences punishable under Sections 74, 79, 118(1), 351(1) read with Section 3(5) of the Bharatiya Nyaya Sanhita. Applicant/accused was arrested.

3. Learned advocate for applicant/accused submitted that applicant/accused has been falsely implicated. There is delay in lodging first information report. Charge sheet has been already filed, hence, entire investigation is complete. The accused does not have criminal antecedents and he is not likely to abscond. Hence, he be released on bail.
4. The victim filed say (Exhibit No.6) and submitted that applicant/ accused may defame her if released on bail. Hence, it is prayed that application be rejected.
5. The Investigating officer filed say (Exhibit No.5) and opposed the application. Learned Additional Public Prosecutor submitted that applicant/accused may commit serious offence if he released on bail. He may influence prosecution witnesses or may tamper with prosecution evidence. He may abscond. Hence, it is prayed that the application be rejected.
6. On behalf of applicant/accused it is submitted that charge sheet has already been filed. This fact has not been countered by Additional Public Prosecutor. Investigation is complete. All offences are triable by

Judicial Magistrate. Applicant/accused does not have criminal antecedents and he is not likely to be abscond. So far as apprehension raised by informant is concerned, necessary condition to that effect can be imposed. Hence, I pass the following order.

**ORDER**

1. Application is allowed.
2. Accused **Atul Ramji Habka**, be released on bail on execution of PR bond of Rs.50,000/- (Rs. Fifty Thousand only) and one surety in like amount in connection with Crime No. 10/2026 for offences punishable under Sections 74, 79, 118(1), 351(1) read with Section 3(4) of the Bharatiya Nyaya Sanhita registered with Police Station, Bhamragad, on following conditions :
  - a) applicant/accused shall not influence prosecution witnesses.
  - b) applicant/accused shall not tamper with prosecution evidence.
  - c) applicant/accused shall remain present before the court on every date. In exceptional circumstances, he may apply for personal exemption.

- e) applicant/accused shall not contact the victim directly or indirectly till conclusion of trial.
- f) applicant/accused shall furnish his mobile number and address proof.
- g) applicant/accused shall furnish mobile numbers and address proofs of his two close relatives.
- 3) Bail before learned Judicial Magistrate First Class, Aheri.
- 4) Jail authority be informed about the bail order.

Aheri.

Date – 04/04/2026.

**(Rohan B. Rehpade)**

Additional Sessions Judge,  
Aheri.