

MHJN010004892026



IN THE COURT OF ADDITIONAL SESSIONS JUDGE-2, JALNA

CRIMINAL BAIL APPLICATION No.141 OF 2026

Ajay Vijaykumar Setiya

... Applicant/accused

V/s.

The State of Maharashtra

...Respondent/Prosecution

Appearance :

Shri.H.T.Kakade, the learned Counsel for the applicant

Shri. B.V. Ingle, the learned In-charge D.G.P for the State

ORDER BELOW EXH.1
(Delivered on : 16/03/2026)

The applicant/accused has preferred this bail application under the provisions of section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as the “BNSS” for the sake of brevity), seeking bail in Crime No.23/2025 registered with Cyber police station under Sections 340(2), 336(3), 336(2), 318(4) of the Bharatiya Nyaya Sanhita, 2023 (hereinafter referred to as the “BNS” for the sake of brevity), under Sections 72A, 72, 43(A), 66(D), 66(C), 43(h), 43(b) of the Information Technology Act, 2000, under Sections 3, 4, 7, of Motor Vehicles Act and under Section 11 of Central Motor Vehicle Rules, 1989.

02. As per the applicant/accused, Assistant Motor Vehicle Inspector Abhijeet Bhawaskar lodged complaint on 26.11.2025

contending that on 24.11.2025, he learnt that on one website, learning licence is issued without examination and the payment gateway opens without OTP. He visited the site and found that the UPI ID is belonging to the co-accused Faisal. Hence, complaint was filed.

03. As per the applicant/accused, he is falsely implicated in the offence. He was arrested on 12.02.2026 and since 18.02.2026, he is in Judicial custody. The applicant/accused was named only because he was named by another accused. The fake website was not prepared by the applicant/accused. The co-accused are already released on bail. Nothing is shown to be recovered at the hands of this applicant/accused. The applicant/accused is ready to abide with terms and conditions of bail, if imposed on him.

04. The prosecution resisted the bail application by filing say at Exh.04. It is contended that the offence is serious in nature. It is further contended that, the applicant/accused is involved in conspiracy to cheat and defraud the Government in systematic manner. The investigation is in progress, co-accused are to be arrested. The prosecution apprehends that in case the applicant/accused is released on bail, he will tamper the evidence and threaten the witnesses. Hence, the application is sought to be rejected.

05. Heard learned Counsel Shri.H.T.Kakade for the applicant/accused and the learned In-charge D.G.P. Shri.B.V.Ingle for the State. Perused the papers submitted by the prosecution.

06. The learned advocate for the applicant/accused submitted that the applicant/accused is not named in the complaint.

The trial Court rejected bail holding that the applicant/accused belongs to other State. The applicant/accused is licence dealer and the copy of his certificate of registration is filed along with Exh.6. On the other hand the learned In-charge DGP submitted that the co-accused is already released on bail. On basis of parity, the applicant/accused is entitled for bail.

07. From the reply of prosecution and police papers, it is seen that the the investigation is almost completed. No recovery or discovery is shown to be made from the hands of this applicant/accused, for which, his further custodial interrogation would be required. Admittedly, since 18.02.2026, the applicant/accused is in Judicial custody. The apprehension of the prosecution can be taken care of by imposing stringent conditions on the applicant/accused. Hence, the applicant/accused is entitled to be released on bail. With this, I pass the following order: -

ORDER

1. Bail Application No.141 of 2026 is hereby allowed.
2. The applicant/accused **Ajay Vijaykumar Setiya** be released on executing P. R. Bond of Rs.25,000/- (Rupees Twenty-five Thousand only) with surety of like amount, in C.R.No.23 of 2025 registered with Cyber Police Station, on following conditions:-
 - a. The accused shall not tamper, threaten or influence the victim and/or complainant and witnesses and/or directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or any Police Officer or tamper with the evidence of prosecution.

- b. Accused shall not commit similar offence of which he is accused.
 - c. Accused shall furnish his address, contact details & Aadhaar Card alongwith contact numbers and addresses of two acquainted persons.
3. Violation of any of the condition imposed shall amount to cancellation of bail forthwith.
 4. Authenticated copy of this order be sent to the accused through the Jailor.
 5. A soft copy of this order be sent by e-mail to the prisoner through the Jail Superintendent, Jalna.
 6. Bail Application No.141 of 2026 stands disposed off accordingly.

(Dictated and pronounced in open Court)

Date: 16/03/2026

(NAZERA S. SHAIKH)
Additional Sessions Judge-2
Jalna.

CERTIFICATE

I affirm that the contents of this PDF file are word to word as per original.

Name of Stenographer : P.S.Tayade
Name of the Court : Court of Addl. Session Judge, Jalna
Date of PDF : 16/03/2026

Stenographer (Grade-I)