

MHJN010006062026



IN THE COURT OF ADDITIONAL SESSIONS JUDGE-2, JALNA

CRIMINAL BAIL APPLICATION No.190 OF 2026

Krushna s/o Bhimrao Ichche

... Applicant/accused

V/s.

The State of Maharashtra

...Respondent/Prosecution

Appearance :

Shri.S.L.Gaikwad, the learned Counsel for the applicant

Smt.J.B.Solanke, the learned A.P.P for the State

Shri.VR.Rathod, the learned Counsel for the intervener

ORDER BELOW EXH.1

(Delivered on : 24.04.2026)

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.80/2026 registered with Bhokardan police station under Sections 118(2), 105, 118(1), 115(2), 351(2), 352, 3(5) of the Bharatiya Nyaya Sanhita, 2023 (hereinafter referred to as the “BNS” for the sake of brevity).

02. As per the applicant/accused, one Shantabai Ichche lodged complaint on 01.03.2026 being under treatment at Om Hospital Jalna contending that on 26.02.2026, at around 3.30 p.m. she was at her house with her grand son and his wife. When

applicant/accused went there, in intoxicated condition and started abusing informant asking her to remove the construction material from his land. The grand-son of informant explained him that it is common area, but he started pushing her grand-son. He went inside his house and brought stick. The applicant/accused started assaulting grand-son of the informant. Informant intervened and she was also attacked. The wife of informant's grand-son intervened and she was also assaulted. The applicant/accused threatened to kill them. The neighbourers rescued them and took them to the hospital. Hence, complaint was filed. On 02.03.2026, the informant died during treatment and Section 105 of BNS is added against the applicant/accused.

03. As per the applicant/accused, he is falsely implicated in the offence. He was arrested on 06.03.2026 and since 06.03.2026, he is in Judicial custody. There is unexplained delay in filing the complaint. Nothing is to be recovered. The investigation is completed. He is sole earner of the family. 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.06. It is contended that the offence is serious in nature. It is further contended that, the applicant/accused and co-accused assaulted the informant and witnesses by stick. He assaulted the deceased who died due to shock. Investigation is in progress. 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. The grand son of informant namely Amol Ichche has resisted the bail application by filing say vide Exh.07. He reiterated all the contents of the complaint. He further submitted that, during treatment informant i.e. his grand mother died and therefore, Section 105 of BNS is added. Though the accused is their relative, but he is of criminal nature. There is every possibility that in case the applicant/accused is released on bail, he will put pressure on him and his family. Hence, the application is sought to be rejected.

06. Heard learned Counsel Shri.S.L.Gaikwad for the applicant/accused, the learned A.P.P. Smt.J.B.Solanke for the State and Shri.VR.Rathod, the learned Counsel for the intervener. Perused the papers submitted by the prosecution.

07. The learned advocate for the applicant/accused has submitted that applicant/accused was taken in Judicial custody on the same day of his arrest. There is unnecessary delay in filing of the complaint. The death of informant is not due to the assault of applicant/accused.

08. From the reply of prosecution and police papers, it is seen that the investigation is not yet completed. The applicant/accused is closely related and resident of same vicinity, therefore there is likelihood that, if released on bail, the applicant/accused will tamper the evidence and threaten witnesses. Therefore, I do not find the applicant/accused entitled to be released on bail at this stage. With this, I pass the following order: -

ORDER

1. Bail Application No.190 of 2026 is hereby rejected.
2. Bail Application No.190 of 2026 stands disposed off accordingly.

(Dictated and pronounced in open Court)

Date: 24.04.2026

(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 : 24.04.2026

Stenographer (Grade-I)