

MHJN010018842025



**ORDER BELOW EXH.4 IN SESSIONS CASE NO.109 OF 2025**

[ State V/s. Pratiksha ]

1. Applicant-accused arrested by the Sadar Bazar police station in an offence registered against her at C.R.No.249/2025 of the offences punishable under sections 103(1), 238 of the Bharatiya Nyaya Sanhita, 2023 has filed this application for bail.
2. Perused application and say filed by the prosecution. Heard, Chief Legal Aid Defence Counsel Shri.M.R.Waghunde for applicant-accused and learned APP Smt.J.B.Solanke for the State.
3. It is the prosecution's case that applicant-accused has murdered her mother-in-law and has attempted to destroy the evidence. Adv. M.R.Waghunde submits that the entire case is based on circumstantial evidence as there is no eye witness to the incident of murder. He submits that though there is a CCTV footage and one lady is seen dragging a sack down the stairs in the house in which applicant-accused and deceased were staying, it is not established that the lady is applicant-accused before the Court. He submits that most of the witnesses are police officers. Applicant-accused is a young lady aged

21 years of age. She cannot tamper or pressurise the police witnesses. This is her first offence and she has no criminal antecedents. The learned Advocate submits that this is second application for bail. First application was rejected mainly on the ground that investigation is still in progress. The chargesheet is now filed. It is therefore submitted that she be granted bail on any terms and conditions deemed fit by this Court.

4. Per contra, learned APP Smt.J.B.Solanke submits that there is sufficient evidence against the accused about her complicity in the offence. The learned APP has taken me through the statements of the neighbouring witnesses. She also submits that there is a CCTV footage in which applicant-accused is seen dragging the sack down the stairs. The sack was found lying near the staircase. The dead body of the mother-in-law of applicant-accused was found in the said sack. She therefore submits that there is sufficient evidence against applicant-accused.

5. What can be gathered from the entire prosecution papers is that the deceased and applicant-accused were the only persons who were residing in the house soon before the dead body of the deceased was found. The sack containing the dead body of the deceased is found near the staircase of the house in which applicant-accused and the

deceased were living. In the CCTV footages a lady is alleged to be seen dragging a sack down stairs. The house in which applicant-accused and the deceased were staying was locked. At the time of spot panchanama blood is found in the house. There were several blood stained clothes and also a blood stained knife is recovered from the house. The very fact that applicant-accused and deceased were the only members residing in the house, a suspicion arises against applicant-accused. Applicant-accused having locked the house and left is also a circumstance which goes against her. There is also a CCTV footage wherein applicant-accused is seen dragging the sack in which the dead body is found. It is alleged that the husband of applicant-accused had suspected her talking to her boy friend. He had told the deceased to keep a watch on applicant-accused. That could be the motive for the applicant-accused to take such a drastic step.

6. In my opinion, it is a case where there are sufficient circumstances which lead us to draw an inference about the complicity of applicant-accused in the case. Though this is the first offence and applicant-accused does not have any criminal antecedents, considering the gravity and seriousness of the offence, I am not inclined to extend the discretionary relief of bail to applicant-accused. Hence, the order.

## ORDER

Application stands rejected.

Date : 02.08.2025

( V.M. Mohite )  
Sessions Judge,  
Jalna.

## Certificate

I affirm that the contents of this PDF file are word to word as per original order.  
Name of Steno - A. P. Deshmukh  
Name of the Court - Principal District & Sessions Judge, Jalna.  
Date :- 05/08/2025.

Sd/-  
Stenographer Grade-1