

Cri.B.A.No.236/2026

MHKO010010192026



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MHKO010010202026



Common order below Exhs.1

in Cri.Bail Application Nos.236/2026 & 237/2026

Applicants/accused Nitesh Maruti Kamble and Iraj Mahammad Shaikh have filed these applications for pre-arrest bail under section 482 of the Bharatiya Nagarik Suraksha Sanhita in pursuance of Crime No.66/2026 registered against them under sections 7A and 12 of the Prevention of Corruption Act on 09-03-2026 at police station Gokul Shirgaon. The grounds for bail are stated in the applications.

02. The applications are opposed by the prosecution for the reasons that if the applicants are released on bail, they may pressurize and tamper with the evidence and destroy the technical evidence.

03. This Court granted ad-interim protection to the applicants. In pursuance of the conditions imposed on them they approached to the A.C.B. office on 17-03-2026 and samples of their voices are collected. They have also handed over their mobile handsets to the A.C.B. office on 20-03-2026. Panchanama to that effect is also conducted. Mobile handsets of the applicants, their voice samples and the memory card prepared during the verification panchanama are sent to the Forensic Laboratory. Thus,

it appears that the applicants have cooperated the A.C.B. office during the investigation. Thus, material investigation in their regard is completed. The apprehension expressed by the prosecution about destroying the technical evidence has no bearing because such evidence is sent to Regional Forensic Laboratory. Custodial interrogation of the applicants is not warranted by arresting them physically. Thus, they are entitled for relief of pre-arrest bail with conditions. In the result, following order is passed -

Order

1. Applications are allowed.
2. In the event of arrest of the applicants, they be released on bail subject to execution of the personal bond of Rs.25,000/- each and surety in the like amount.
3. They shall not threat the informant and witnesses, directly or indirectly and tamper with the prosecution evidence.
4. They shall appear before the Investigation Officer (ACB) in Crime No.66/2026 registered at police station, Gokulshirgaon, as and when called for.

Date – 06/04/2026

(D.V.Kashyap)
Special (ACB) Judge, Kolhapur.