


MHKO060001172026 	ORDER PASSED BELOW EXH.1 IN CRIMINAL BAIL APPLICATION <u>NO. 43/2026.</u>
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This is an application filed by applicant/accused Shankarlal Gopilal Choudhari for anticipatory bail U/s.482 of Bharatiya Nagarik Suraksha Sanhita (BNSS) in Crime No.51/2026 for the offence punishable U/s. 288 of the Bharatiya Nyaya Sanhita (BNS) and section 5 of the Explosive Substances Act, registered at police station, Jaysingpur.

2. Facts in brief as under;

Complainant Pavan Dadage is serving as police constable at police head quarters Kolhapur. On 01-03-2026, additional S.P Gadhinglaj camp Ichalkaraji called complainant and other police staff and informed that at Sambhajipur in Devnarayan Bhavan, accused Shankarlal Choudhari and his son Jethu have stocked explosives without permission/licence and they are selling the same. Accordingly, police called two panchas. BDDS squad was also called. Police carried the raid. Accused Jethu was present there. It is alleged that police seized the explosives. Accused had no licence to possess the same and accordingly complainant lodged report in the police station.

3] On the report, crime is registered and same is under investigation.

4] Mr. S.D.Jagdale, advocate for accused has submitted that accused is innocent and he has not committed any crime. Accused is old person of 60 years old. The police registered the false crime

against accused. Accused has licence to possess and use the explosives. He further submitted that accused does the business of blasting in stone mines. The muddemal is already recovered. Now there is no necessity of the custody of accused. Accused is ready to abide by the conditions imposed by the court. He prayed to grant anticipatory bail to accused.

5] Mr.U.M.Kulkarni, learned APP for the state submitted that offence is serious. The custodial interrogation of accused is necessary. He prayed to reject the application.

6] I have perused the FIR, say of prosecution and documents on record. It appears that accused does the business of blasting in stone mines. Accused has licence to possess the explosives in his name. The muddemal is already recovered. Now there is no recovery at the instance of accused. His custody is not required. Accused is old person and he is permanent resident of given address. The antecedents of accused are clear. Hence, I find that accused is entitled for anticipatory bail. Therefore, the following order.

:: ORDER ::

(1) Application is allowed.

(2) In the event of arrest, applicant/accused namely Shankarlal Gopilal Choudhari, he be released on execution of P.B. and S.B. of Rs.20,000/- with one or two solvent sureties of like amount in Crime No.51/2026 for the offence punishable U/s.288 of the Bharatiya Nyaya Sanhita (BNS), 2023 and U/s.5 of the Explosive Substances Act, registered at police station, Jaysingpur on the conditions that-

(a) He shall attend the concern police station as and when reasonably called by investigation officer and co-operate in the investigation.

- (3) Application is disposed off.
- (4) Inform concern police station accordingly.

Jaysingpur.

Dt.: 10-03-2026.

(G.B. Gurao)

Addln. Sessions Judge, Jaysingpur.