



**ORDER PASSED BELOW EXH.1 IN
Cri.Bail Appln. No.45/2026**

This is an application filed by accused Imran Kashim Mulla for bail U/s.483 Bharatiya Nagarik Suraksha Sanhita (BNSS) in Crime No.62/2026 for the offence punishable U/s.352, 351(2) of the Bharatiya Nyaya Sanhita (BNS), 2023 and U/s.3(1)(r)(s), 3(2)(va) of Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act registered at police station, Kurundwad.

2. Facts in brief are as under :-

Complainant Nitin Jadhav resides with his wife, daughters and mother at Shirdhon. Complainant is serving as peon at Grampanchayat Shirdhon and he belongs to Hindu-Chambhar caste. Accused resides in the lane in front of house of complainant and he is Muslim. Accused knew that complainant is Hindu-Chambhar caste. Accused without any reason used to speak with complainant's wife. Therefore, complainant had given understanding to accused. On 02-03-2026, at about 8.30 pm complainant was going to office. His wife came out of the house. At that time, accused was passing from there. Complainant's wife and accused gave smiling to each other. Therefore, complainant gave slaps to his wife and left her in front of the house of accused. Accused abused to the complainant as "चांभारड्या तुला दाखवितोच तुला जिवंतच सोडत नाही, तुझ्या पत्नीला तुझ्यासमोर पळवून नेतो, तु चांभाराचाआहेस मी मुसलमानाचा आहे, तुझी पत्नी माझ्या खाली झोपतेरांडच्या तुला जिवंतच सोडत नाही."Accordingly, complainant lodged report in the police station.

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

4] Mr.M.S.Gherade, advocate for accused submitted that accused

is innocent and he has not committed any crime. In fact complainant was illtreating to his wife and in the morning she filed NC case against the complainant in the police station. He denied that accused abused to complainant on his caste. He further submitted that accused is arrested on 02-03-2026. Major part of the investigation is completed. Now there is no recovery and discovery at the instance of accused. He prayed to release the accused on bail.

5] Mr.U.M.Kulkarni, learned APP for the state submitted that offence is serious. Investigation is in progress. If the accused is released on bail then he will commit similar type of offence. He prayed to reject the application.

6] Notice was issued to complainant. He filed say at Exh.5 and resisted the application. According to complainant, accused is gunda. If the accused is released on bail then investigation will hamper. He prayed to reject the application.

7] I have perused the FIR and say of prosecution. The incident occurred on 02-03-2026. It is to be noted that complainant's wife filed NC case against him about beating. It is alleged that accused abused to the complainant on his caste. Thus there is no recovery and discovery at the instance of accused. Hence, he is entitled for bail. Therefore, following order;

:ORDER:

- (1) Application is allowed.
- (2) Accused Imran Kashim Mulla be released on execution of P.B. and S.B. of Rs.20,000/- in Crime No.62/2026 for the offence punishable U/s.352, 351(2) of the Bharatiya Nyaya Sanhita (BNS),

2023 and U/s.3(1)(r)(s), 3(2)(va) of Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act registered at police station, Kurundwad on the condition that-

- (a) He shall remain present in the court on each and every date unless exempted by the court.
- (3) Application is disposed off.

Jaysingpur.
Dt.: 24-03-2026.

(G.B. Gurao)
Addln.Sessions Judge, Jaysingpur.