

MHLA010002232026



Sessions Case No.17/2026

The State of Maharashtra

Vs.

Abhijit Ashokrao Rumane & others

**ORDER BELOW EXHIBIT NO.12**

The applicant has presented second application for grant of bail under Section 483 of the B.N.S.S. in connection with Crime No.346/2025 registered with Murud police station, Murud, Tq. & Dist. Latur for the offences punishable under Ss. 109, 118 (1), 118 (2), 352, 351 (2), (3), 3(5) of B.N.S., 2023.

2. According to advocate of applicant, the applicant has not committed alleged offence. He has been falsely implicated in the given crime because of civil dispute pertaining to right of way which is going on between him and the family of informant since 2015. Application for grant of temporary injunction filed by son of informant in civil suit against present applicant has been rejected in the month of September - 2025 by Civil Court, Latur. The alleged injury sustained by informant because of blow of chopper is shown to be simple injury. Also the nature of weapon for the said injury mentioned in the injury certificate is hard and blunt object which creates doubt on the use of such weapon by applicant in the crime. The accused nos.3 and 4 have been granted bail and so on the ground of parity present applicant also deserves to be released on bail. The applicant is a practicing doctor. He is a reputed person and law abiding citizen. He does not have criminal antecedents. He belongs to good and educated family. He did not have the intention or motive to commit the alleged offence. Investigation is complete and charge-sheet has been filed. He is no more required for any purpose by the investigation agency. He is in jail since last two months. His further

detention is not justified. He is ready to abide by all terms and conditions subject to which bail is granted to him. Hence, his advocate prayed that applicant be released on bail.

3. Instant application has been strongly opposed by the Ld. A.G.P for State and also by the I.O.. According to them the anticipatory bail application as well as regular bail application of present applicant was rejected in the past. When his regular bail application was rejected at that time investigation was almost complete. Hence, there is no change in circumstance for the applicant to file this application. His earlier application for regular bail was rejected on merits after hearing the investigating officer in detail and after considering all the evidence collected by the investigation officer. The alleged offence is serious. The intention and motive of applicant to commit the crime can be made out from the nature of weapon used and the vital body part on which injury is inflicted to informant. In the CCTV footage of the alleged incident, the applicant can be clearly seen participating in the crime and also saying to other accused to finish off the informant and the injured. There is recovery of alleged weapon from possession of applicant which prima facie connects him with the present crime. The injuries sustained by informant and other injured are supported by medical evidence. There are eye witnesses to the alleged offence. The applicant is influential person. If he is released on bail there is every likelihood that he will threaten the injured / eye witnesses. The ground of parity is not available to applicant as he is the prime accused. Hence, he prayed that application be rejected.

4 After hearing both the sides and on perusal of the charge-sheet and the documents filed by advocate for applicant on record it reveals that there is ongoing dispute between the informant

and his family members with applicant regarding right of way through the field of informant. On 02.09.2025 the application for grant of temporary injunction filed by son of informant in Regular Civil Suit No.306/2025 came to be rejected by Civil Court, Latur. The alleged offence took place in front of the gate of the field of applicant which goes to show that the informant and the other injured went on the said spot to go through the field of applicant. The prima facie evidence available on record does not show motive and preparation of applicant to kill the informant or any of the injured. The alleged weapon used by applicant is a chopper but the injury to informant by the said weapon is shown to be simple injury. Specific role of applicant regarding the grievous injuries sustained by informant or other injured cannot be attributed to the applicant.

5. The punishment for the offence under Section 109 of B.N.S. registered against applicant is imprisonment for 10 years or life. Said offence is not punishable with death. The other offences registered against him are less serious than the said offence. The applicant nos.3 & 4 against whom there are allegations that they caused simple injuries have been granted bail by the Additional Session Court, Latur. Against present applicant also there is prima facie material to show that he caused simple injury. Hence, the ground of parity is available to him.

6. The investigation is complete and charge-sheet has been filed. Hence, there is no question of apprehension of tampering of evidence by applicant. The applicant is not required for the purpose of investigation or for any other reason by the investigation officer. The applicant is in jail since last two months. The trial will take time to commence. Evidence in the form of statements of eye witnesses and

CCTV footage against applicant cannot be a sole ground to deny bail to the applicant. No purpose would be served by further detention of applicant. He is a practicing doctor and appears to be from a good educated family. He does not have any criminal antecedents. He is a permanent resident of Latur where he does his profession and also has landed properties. He is ready to abide by all terms and conditions subject to which bail is granted to him. It is a settled law that bail is a rule and jail is an exception. Hence, in view of the above reasons it would be justified to release the applicant on bail. Hence, the following order :

**ORDER**

- 1) This application is allowed.
- 2) The applicant **Abhijit Ashokrao Rumane** be released on bail on executing the PR bond of Rs.30,000/- (Rs. Thirty Thousand only) with one or two surety of like amount in Crime No.346/2025 registered with Murud Police Station, Latur for the offence punishable under Ss. 109, 118 (1), 118 (2), 352, 351 (2), (3), 3(5) of B.N.S., 2023.
- 3) The applicant shall not make any kind of contact with the prosecution witnesses and also will not try to influence them in any way.
- 4) The applicant shall submit a list of at least 03 blood relatives with respective mobile phone numbers and detailed residential addresses and also addresses of their place of work, as per Criminal Manual Chapter- I, Para 12(1).

- 5) The applicant shall attend the Court dates regularly and participate to conduct the proceeding of the case promptly on each and every stage.
- 6) Breach of any of these conditions will be the ground for cancellations of bail.
- 7) Bail before this Court.

Date : 04/02/2026

Sd/-  
( R.B. Bhagwat )  
Additional Sessions Judge-2,  
Latur.