



ORDER BELOW EXH.1

The applicant has filed application for grant of bail under Section 483 of the B.N.S.S. in connection with Crime No.65/2026 registered with Police Station, Shivaji Nagar, Latur for the offence punishable under Sections 103(1), 109(1), 54, 3 (5) of B.N.S.

2. According to advocate of applicant, the applicant has not committed alleged offence. He has been falsely implicated in the given crime. As per FIR the allegations against applicant are only to the extent of assaulting the informant and his friends with stick. If specific role of applicant in the given crime is considered there is no evidence to show that because of his act any injury was caused to informant or his friends likely to cause death. As per FIR the accused Shridhar was having the knife by which he caused death of the deceased and injured the informant and his friends. The CCTV footage of the alleged offence has not been recovered by the investigation officer purposely. The said CCTV footage would have clearly shown the role of applicant in the given crime.

3. Further according to advocate for applicant, the applicant is a student. He is 20 years old. He does not have any criminal track record. Nothing incriminating has been seized from his possession during custodial interrogation. Also there is no recovery of discovery of facts from him to connect him with the given crime. He is in

judicial custody since the date of his arrest. The investigation is complete. Charge-sheet has been filed. The applicant is not required for custodial interrogation anymore. No purpose will be served by his further detention. The alleged offence against him is not punishable with death. He is not a previous convict. He is local resident of Latur. He is ready to abide by all terms and conditions if bail is granted to him. His earlier bail application came to be rejected on the ground that investigation is going on. The other accused in this crime namely Sujal Dinde has been granted bail by this Court. The role of applicant and that of Sujal Dinde in this crime is same and so on the ground of parity applicant deserves bail. As the investigation is completed now, he is entitled for released on bail. Hence, his advocate prayed that the applicant be granted bail.

4. Present application has been strongly opposed by A.G.P. and I.O. on the ground that the offences alleged against applicant are serious. Out of the said offences the offence under Section 103 (1), 109 (1) of B.N.S. are punishable with imprisonment for life. He is directly named in the FIR and also in the statements of eye-witnesses. Also the alleged offence has been captured on CCTV. There is prima facie evidence against him regarding commission of alleged crime which rules out possibility of false implication. From the contents of FIR the intention, motive and preparation to commit the offence can be gathered. If bail is granted to applicant, the informant will not be safe and there is likelihood that further offence may be committed. The earlier bail application of applicant has been rejected on merits. There is no change in circumstances for the applicant to prefer fresh bail application. The prosecution is willing to conduct the trial on day to day basis. Hence, it is prayed for rejection of bail.

5. Heard both sides. Perused the charge-sheet. The offence registered against the applicant are very serious. The offence under Section 103 (1) of B.N.S. is punishable with death or imprisonment for life. The offence under Section 109(1) is punishable with imprisonment for life. The applicant has been clearly named in the FIR and also in the statements of informant and other witnesses. Also as per submission of both the sides it appears that the investigation officer has collected CCTV footage about the alleged offence. Hence, the possibility of false implication is ruled out.

6. On perusal of the charge-sheet it prima facie appears that the role played by applicant in the given crime is that he assaulted the informant and other witnesses with a stick. There is no prima facie evidence to show that because of his assault the informant or any of the prosecution witnesses suffered any grievous injury. Hence, considering the role of present applicant in the given crime, it prima facie appears that neither informant nor any prosecution witness suffered any grievous injury which was likely to cause death.

7. The charge-sheet shows that accused Shridhar Jadhav assaulted the informant and deceased Vikram Panchal with a knife causing death of Vikram Panchal and grievous injuries to the informant.

8. The applicant is a student of Polytechnic College. He is only 20 years old. He does not have any criminal antecedent. He is in MCR. Investigation is complete and charge-sheet has been filed. The applicant is no more required for the purpose of investigation. He appears to be local resident of Latur. He is ready to abide by all terms and conditions subject to which bail is granted to him. In catena of

judgments the Hon'ble Supreme Court and Hon'ble High Courts have held that, bail is rule, jail is exception. No justified grounds made out in the reply of prosecution to reject this application. His earlier bail application was rejected as investigation was going on. The other accused namely Sujal Dinde against whom there are similar allegations has been granted bail by this Court. Hence the ground of parity is available to the applicant. Considering the above reasons, I am of the considered opinion that, applicant deserves to be released on bail. Hence, the following order.

ORDER

- 1) This application is allowed.
- 2) The applicant Pranav Apparao Udagire be released on bail on executing the PR bond of Rs.1,00,000/- (Rupees One Lacs only) with one or two surety of like amount in Crime No.65/2026 registered with Shivaji Nagar Police Station, Latur under Sections 103(1), 109(1), 54, 3 (5) of B.N.S.
- 3) The applicant shall not make any kind of contact with the informant, his family members and other prosecution witnesses and also will not try to influence them in any way.
- 4) The applicant shall submit a list of at least 02 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) Copy of this order be forwarded to Jail Superintendent, Latur through E-mail.

Date : 19/06/2026

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