



CNR: MHLA01-001476-2026.
Cri. Bail Appln. No.331/2026.
Baswaraj & ors. Versus State.

ORDER BELOW EXT.1.

1. The applicants have presented this application for grant of anticipatory bail under Section 482 of the BNSS. They apprehend their arrest in connection with Crime No.51/2026 registered at Police Station, Killari, Tah. Ausa, Dist. Latur for the offences punishable under Sections 318(4), 316(2), 117(2), 119(1), 119(2) of the BNS, 2023.

2. Brief facts of the prosecution are as under :

- The informant sold his 1.10 Acre of agricultural land in Block No.15 for consideration of Rs.90,00,000/-. He has been residing separately from his first wife due to their indifferences. He attended marriage of his nephew at village Konguli on 26.04.2024, where he met accused Bandu. During chats, accused Bandu came to know that the informant resides alone. Therefore, he promised him to find a bride. Accused Bandu suggested a bride to the informant by sending her photograph, which was liked by the informant. Accused Bandu thereafter took from applicant various amounts in lacs of rupees as a expenses on various articles required for marriage. Accused Bandu also took huge amount from informant as required for advancing to the family members of the bride – Laxmi. Even the informant received various phone-calls by the girl naming herself as Laxmi for enquiring informant about his daily chores. However, accused Bandu informed later on that Laxmi met to death. He again suggested and also showed another girl namely

Prema – present applicant No.3. He again repeated his earlier activities of taking huge amount in lacs of rupees as a marriage expenses. He then performed informant's marriage with applicant Prema in connivance with the other applicants. The informant also gifted gold ornaments to applicant Prema. Applicant Prema also obtained various amounts from the informant on the causes of expenses of operation of her various family members. On 07.06.2025, the informant was not feeling well. Applicant Prema gave him sedated milk to drink, which caused the informant to fell in giddiness sustaining injuries. Applicant Prema along with other applicants robbed amount and gold ornaments by taking disadvantage of the medical condition of informant. She also fled away by taking with her Rs.30,00,000/- kept secretly by the informant. The informant later on learned that the accused persons purchased various vehicles out of the robbed amount. Thus, the present applicants, in furtherance of common intention of all, committed the present crime of materially robbing the gold ornaments and cash amount, amounting to Rs.56,58,200/-. Therefore, the informant lastly filed FIR to the Police Station, Killari. The investigation is in progress.

3. In the aforementioned backdrop, the applicants have prayed for anticipatory bail materially on the grounds that the present applicants never demanded any amount from the informant. They also did not take away or robbed the informant as alleged. In-fact, the informant is 60 years old person. He did not have such a huge amount with him. The applicants were never involved in the alleged crime. All the offences alleged are

triable by the court of Id. J.M.F.C. The applicants are entitled for grant of bail as they reside in the territorial limit of this court. They will not flee away from justice. Therefore, the applicants are entitled for grant of anticipatory bail.

4. The I.O. and P.P. have presented their common reply vide Ext.10 materially by reiterating aforementioned prosecution case. They further submit that the applicants had not only cheated on, misappropriated the huge amounts and gold ornaments, but also caused grievous hurt to the informant. They will commit the similar crime again, if they get bail as well as they will pressurize the prosecution witnesses. Hence, the application needs to be rejected.

5. I have heard arguments of Id. Adv. Mr. S.D. Chounde for the applicants and Id. PP Mr. S.V. Deshpande for the State. They have reiterated the aforementioned respective cases. After perusing the record, the points arise for determination are answered for the reasons as under :

Sr. No.	P O I N T S	F I N D I N G S
1)	Whether the applicants are entitled for grant of bail under Section 482 of the BNSS ?	: Partly yes, to the extent of applicant Nos.1 and 2.
2)	What is order ?	: As per final order.

REASONS

As to point No.1 :

6. The FIR and the investigation papers up till now reveal a well-planned commission of crime of criminal misappropriation, cheating and robbing of huge amounts in lacs of rupees. The nature of such planned crime clearly reveals the concerned accused persons habituated of such commission. The informant is the old age person, who was searching a life partner in his age of seniority. The applicants seem to have taken the disadvantage of the mind set of the informant. At this stage, the informant can be relied on his FIR that he had with him a huge amount of Rs.90,00,000/-, which he earned from selling his land. Knowing that fact well, the present accused persons prepared plot to stripe out the said amount from informant.

7. Allegedly, applicant No.3's marriage was performed by applicant Nos.1 and 2 with the informant only for cheating and misappropriation of the amount and ornaments available with the informant. Accordingly, the applicant No.3 under the guise of cohabiting with the informant, caused him to part away huge amounts in lacs of rupees for alleged medical treatment of her relatives etc. One fine day, she administered sedative to the informant which made him sustaining grievous injury of dislocating his teeth and sustaining a fatal bleeding hurt to his leg when he was under influence. Thus, such modus reveals the intentional acts of the applicants, articulatory of the applicant No.3. By such way, the applicants coughed up in all amount of Rs.56,58,200/-, including the priced gold ornaments. It is the clear-cut case of a well-planned crime of performing a marriage only for the deceitful means. The crime of criminal

misappropriation, robbery, administering fatal sedative and stealing the huge amount and gold ornaments obviously require a thorough investigation by conducting personal interrogation. Section 482 of BNSS thus does not empower at least the applicant No.3 for grant of anticipatory bail. Though the applicants submit that the crime is triable by the Id. J.M.F.C., yet it requires thorough investigation. At this stage, the role of applicant Nos.1 and 2 is found supportive to the applicant No.3, who actually culminated the plot of crime. Therefore, I do not find the need of applicant Nos.1 and 2 for custodial interrogation. Therefore, the application needs to be allowed partly. Hence, I answer point No.1 accordingly.

As to point No.2 :

8. The applicant Nos.1 and 2 have succeeded to prove their present application. However, the applicant No.3 has not succeeded to prove her application. Hence, I pass the following order :

O R D E R

1. The application is partly allowed.
2. The prayer of the applicant No.3 for anticipatory bail is hereby rejected.
3. In the event of arrest, the applicants- **Basavraj Vitthal Alakanur and Santosh Lakkappa Alakanur** be released on bail on executing the PR bond of Rs.50,000/- (Rs. Fifty Thousand only) each, with surety of like amount in Crime No.51/2026 registered at Police Station, Killari, Tah. Ausa, Dist.

Latur for the offences punishable under Sections 318(4), 316(2), 117(2), 119(1), 119(2) of the BNS, 2023.

4. The applicant Nos.1 and 2 shall not tamper the prosecution witnesses in any manner and shall cooperate the investigating officer in the investigation.
5. The applicant Nos.1 and 3 shall attend the I.O. during 11.00 am to 01.00 pm of every Monday at Police Station, until further orders. Their such attendance can be treated as if they are in police custody for the the purpose of recovery of any incriminating articles.
6. The applicant Nos.1 and 2 shall submit a list of at least three 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).
7. The applicant Nos.1 and 2 shall attend the Court dates regularly and participate to conduct the proceeding of the case promptly on each and every stage.
8. Breach of any of these conditions will be the ground for cancellations of bail.
9. Inform the concerned police-station, accordingly.

Date : 30.06.2026.

(R.R. Bhosale)
Additional Sessions Judge,
Latur.

"CERTIFIED TO BE TRUE AND CORRECT COPY OF THE ORIGINAL SIGNED JUDGMENT/ORDER".	
(V.S. Patil)	
Stenographer (Grade-1)	
NAME OF STENOGRAPHER	
Name of the Judge (With Court Room No.)	: Shri R.R. Bhosale, Additional Sessions Judge-1, Latur. (18)
Date for pronouncement of Judgment/Order	: 30.06.2026.
Judgment/Order signed by P.O. on	: 30.06.2026.
