

MHND010014142026



IN THE COURT OF SESSIONS, AT NANDED DIST. NANDED.

ANTICIPATORY BAIL APPLICATION NO. 514 OF 2026

IN

(CR NO. 273/2026 of Bhagyanagar Police Station)

Suryakant S/o. Kishanrao Mehkarkar

Age : 52 Years, Occu.: Service,

R/o. Vishal Nagar, Nanded, Tal. & Dist.
Nanded.

...Applicant

V/s.

The State of Maharashtra

(At the instance of Bhagyanagar Police
Station)

...Respondent

Appearance :-

Ld. Advocate Mr. Samir Patil for applicant.

Ld. D.G.P. Shri. Deshmukh for State.

CORAM : ADDL. SESSIONS JUDGE-1, NANDED

SHRI. T.T. AGLAWE,

:- ORDER :-

(Date :- 20.06.2026)

1. Apprehending his arrest in crime No.273/2026 registered with Police Station Bhagyanagar for the offence punishable under Section 105 of B.N.S., the applicant has filed present application for pre arrest bail.

2. Perused application and reply of I.O. below Exh.6.

3. Heard learned Advocate for the applicant and learned D.G.P for the State.

4. The allegation against the applicant is that incident occurred on 27.05.2026 at about 08.15 a.m. The applicant was driving his car. The scooty was parked on the road. Therefore, applicant blew the horn. The girl came out to move the scooty by side of road. A 1½ year old child followed the girl. The girl asked to the applicant to be careful as the toddler was there. Inspite of that applicant moved his car crushing the head of child. The applicant committed culpable homicide not amounting to the murder.

5. Learned Advocate for applicant submits that the prosecution has wrongly applied section 105 of B.N.S. In fact the case attracts section 106 of B.N.S. There is delay in lodging F.I.R. after thought. There is no enmity, there is no intention and there is no knowledge to cause death of the child. Material investigation is over. Physical custody of the applicant is not required for further investigation. The applicant is ready to abide by all terms and conditions.

6. Learned D.G.P has argued that the offence is punishable imprisonment of five years upto life imprisonment. The applicant moved the car despite the girl making him aware about the presence of child there. The applicant has not taken precaution though he had knowledge of presence of child. The investigation is at preliminary stage. The applicant may tamper the evidence if released on bail.

7. F.I.R. is registered for the offence punishable under Section 105 of B.N.S. It is not disputed that the 1 ½ year old child has died in the incident. Say of I.O. reflects that the applicant has absconded himself from the date of incident and has not cooperated the investigation. Considering the nature of offence, detailed investigation is warranted. Arrest and custodial interrogation of applicant may be necessary for detailed and proper investigation. Therefore, this is not a fit case for grant of pre arrest bail. Hence, the order.

ORDER

The application is rejected.

Date : 20.06.2026

(T. T. Aglawe)
Addl. Sessions Judge,
Nanded

CERTIFICATE

I affirm that the contents of this PDF file order are same, word to word, as per the original order.

Name of stenographer	P M. Dhawale, Grade-2
Name of Court	Addl. Sessions Court-1, Nanded
Date of Dictation	20.06.2026
Order signed by the PO on	20.06.2026
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