

MHND010027422021



Sessions Case No.234/2021
State of Maharashtra VS Gurmukhsingh and others
Order Below Exh.80
(Passed on 10-10-2025)

1] Applicant/accused No.1– Gurumukhsing @ Pintya Bhagatsingh Ramgadiya has filed application for regular bail u/sec.302, 326, 324, 323, 504 r.w. 34 of Indian Penal Code of the offence punishable u/sec. 4/25 of Arms Act, in crime No.123/2021, registered at police station, Mudkhed.

2. Perused application, say filed by APP at Exh.82.

3. Ld. Adv. for applicant/accused submitted that, applicant/accused is in jail since more than three years, accused has undergone the medical treatment of Harnia and role of accused Nos. 1 and 2 as per charge-sheet is not separable, no direct witness to the incident and there is likelihood of consumption of time in adjudication of the present proceeding. Further he submitted that, ground on the basis of which the accused No.2 is released can be consider to release the present accused No.1. the informant and other family members of informant though served numerous times failed to appear and lead their evidence. The informant is habitual offender. Applicant/accused is ready to

furnish surety and ready to abide the conditions if imposed by this Court. Hence, prayed for regular bail on the ground of parity.

4. Ld. PP Shri R. N. Deshmukh for the prosecution has strongly objected for regular bail application of this accused on the ground that, there are 15 injuries on the body of Dharm Singh Ramgadia out of which 8 injuries are chop injuries and 7 are stabbed injuries and cause of death is shock and hemorrhage due to multiple chop injuries over body. Statements of witnesses Shivraj Pawar, Vilas Pawar, Motiram Pawar, Balaji Gaikwad, Jagjeetkaur, Chamankaur Ramgadiya taken the name of present accused and other accused stated that, incident happened in the Court yard of Chamankau and accused was having sword with their hand. Said weapon seized from applicant/accused. Thus, prima-facie case made out against this accused. Offence registered against the present applicant/accused are serious and punishable with death or life imprisonment. Further, if the applicant/accused is released on bail there is possibility of hampering and tampering prosecution witnesses. Lastly, prayed for rejection of bail.

5. On perusal of statements of witnesses mentioned by the Ld. PP in his say, it reveals that, name of the present accused disclosed by them as culprit in the said crime having sword, which is dangerous weapon. There is prima-facie case against the applicant/accused and in the present case near about five

witnesses examined by the prosecution, therefore, I do not find any justifiable reason to release the accused on regular bail merely because co-accused granted bail when, his prima-facie role appears as per statements of prosecution witnesses in this heinous and serious offence and possibility to repetition of same kind of offence, hampering or tampering the prosecution witnesses also cannot be ruled out. Accordingly, I pass following order;-

ORDER

Regular Bail Application (Exh.80) is hereby rejected.

Date :- 10-10-2025

(R. V. Kokare)
Extra Jt. Add. Sessions Judge-1,
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	Balkrishna D. Kulkarni
Name of Court	Extra Jt. District Judge-1,Nanded
Date of Dictation	10-10-2025
Order signed by the PO on	10-10-2025
Order uploaded on	14-10-2025