

MHND080003122026



Order below Exh. 05 in Spl. Case No. 12/2026
(State of Maharashtra Vs Sahil Dastgir)

The present application is filed by the applicant under Section 483 of the Bhartiya Nagrik Surksha Sanhita, 2023 for regular bail in connection with the C. R. No.17/2026 registered at Kandhar Police Station under Sections 118(1), 351(2),(3) of the Bhartiya Nyaya Sanhita, 2023 and Sections 3(1)(r), 3(1)(s), 3(2)(va) of the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1981.

2. In short, the informant's case is that :-

The informant belongs to Scheduled Caste. It is alleged that, on 10-02-2026 his cousin sisters marriage was to be performed, hence, he was cleaning the area of Gulabbaba Temple on 09-02-2026. It is alleged that, at about 3.15 pm, the applicant came there and said as to why he was cleaning the place. The informant said that his cousin sisters marriage is to be performed and so he is cleaning the place. It is alleged that, the applicant abused in the name of caste and gave a blow of knife on his neck on left side. It is alleged that, he raised shouts and he was rescued by the witnesses. It is alleged that, the applicant abused and threatened him to kill and went away. On this sort of report, the Malakoli police station has registered crime as

C.R No. 17/2026.

3. The Investigating Officer has filed say through the learned APP *vide* Exh.06 and has resisted the application.

4. Notice was issued to the informant who has appeared through his learned advocate and has filed his say *vide* Exh. 09 and has resisted the application.

5. Heard both the sides and the learned advocate for the informant.

6. The learned advocate for the accused submitted that, the previous bail application of the accused is rejected by this Court as the investigation was in progress. He submitted that, now the charge-sheet is filed and no purpose will be served by keeping the applicant in further custody. He submitted that, the accused is 19 years old, he is arrested on 10-02-2026 and on the same day, was produced before the Court.

7. He submitted that, it will take some time for conclusion of the trial and no purpose will be served by keeping the accused in further custody. He submitted that, considering age of the accused, he is in custody for about 5 months, he may be released on bail. He submitted that, the accused is ready and willing to abide by the conditions which may be imposed on him.

8. The learned APP strongly objected the application. She submitted that, the informant was cleaning the area in front of the temple for the marriage of his cousin sister, there the applicant has abused the informant in the name of caste and has given a knife blow on his neck. She submitted that, the applicant will abscond if released on bail or tamper the prosecution evidence.

9. The learned advocate for the informant has supported the submissions of the learned APP. He submitted that, the injury is on vital body part of the informant, the informant has luckily survived. She submitted that, if the accused is released on bail, he will tamper the prosecution evidence.

10. The accused is 19 years old. There are no antecedents against him. The charge-sheet is filed, thus, no purpose will be served by keeping the accused in further custody. Therefore, it will be just and proper to grant bail to the accused by imposing certain conditions on him. In the result, following order is passed :-

ORDER

1. The application is allowed.
2. The accused be released on bail on executing PR bond of Rs. 25,000/- (Rs. Twenty Five Thousand only) and to furnish the surety of like amount.
3. He is directed not to abscond and not to tamper the prosecution evidence.
4. He is directed to attend the Malakoli police station on every first Sunday of each month in between 11.00 am to 2.00 pm till conclusion of the trial.

(4)

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- 5 He is directed not to enter village Babhulgaon Tq. Loha Dist. Nanded for four years or till full and final conclusion of the trial whichever is earlier.
6. Inform the concerned police station.

Date : 05.06.2026

(M. N. Patil)
Addl. Sessions Judge,
Kandhar.

CERTIFICATE

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

Name of stenographer	Y.S. Kausadikar, Grade-1
Name of Court	Addl. Sessions Court-1, Kandhar
Date of Dictation	05.06.2026
Order signed by the P.O on	05.06.2026
Order uploaded on	05.06.2026

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