

MHNS010030512025

Order below Exh. 1 in Cri. Bail Application No. 773/2025**Prakash Jagannath Kahandal****.... Applicant.**

Versus

**State of Maharashtra
Through – Police Inspector,
Adgaon Police Station, Nashik.****.... Respondents.**

1. By way of present application under Section 482 of BNSS Act accused have prayed to release him on bail in the event of his arrest in connection with crime no. 87/2025 registered at Adgaon Police Station for commission of offence punishable under sections 352, 354, 504, 506, 143, 147, 149 of the Indian Penal Code.

2. It is the case of the prosecution that the accused formed an unlawful assembly in the field of informant, the unlawfully entered in the land and accused No.2 told that he will take out the clothes of informant and will ferry her around the village and as such outraged the modesty of the informant and made an attempt to kill her by driving a tractor on her.

3. According to applicant the offence is registered on 09.03.2025 for offence under section 352, 354, 504, 506, 143, 147, 149 of Indian Penal Code which are cognizable and non-bailable

and the applicant apprehends arrest. According to him the complainant encroached the ancestral property of his brother Vasant Kahandal in Gat No.72 and dispute is going on since 2012. The Revenue Courts have directed the complainant and his family to vacate the encroached area and hand over the possession of the same. The complainant and her family are not ready to accept the encroachment since last 13 years and so this false report is lodged. Custodial interrogation is not required. Hence prayed for grant for anticipatory bail.

4. The Ld. APP has filed her say vide pursis Exh.10 and Exh.15. Investigating officer has filed his say vide Exh.11 and Exh.14. In initial say the Investigating Officer has objected for grant of anticipatory bail. But later on vide Exh.14 it is submitted that the charge-sheet is filed on 06.07.2025 and there is no need of interrogation further, so has given no objection for grant of bail.

5. Though the Ld. APP has prayed that application be rejected. But it is the fact that a charge-sheet is filed on 06.07.2025.

6. Considered respective submissions. Here it is necessary appreciate that the present application is filed on 24.04.2025. The charge-sheet is filed on 06.07.2025. Now the Investigating Officer has contended that he does not require the presence of accused for investigation and has given no objection for grant of anticipatory

bail. Therefore, following order is passed :

ORDER

1. Application is allowed.
2. Applicant **Prakash Jagannath Kahandal** to be released on bail in the event of their arrest in connection with Crime No. 87/2025 registered at Adgaon Police Station for commission of offence punishable under sections 352, 354, 504, 506, 143, 147, 149 of the Indian Penal Code on his executing a P. R. Bond of Rs.15,000/- with surety in like amount.
3. Applicant shall not tamper the prosecution witnesses and shall not take undue advantage of liberty or misuse the liberty.
4. Bail before concern Court of Judicial Magistrate.

Place :- Nashik.
Date :- 08/04/2026.

(R. N. Pandhare)
Additional Sessions Judge-3
Nashik