

MHOS050003332026	Cri Bail NO.60/2026
	Anand / State

ORDER BELOW EXH.1

1. This application is filed claiming anticipatory bail in Cr. No.342/2026 registered in Omerga police station under Section 115(2),118(1), 118(2),351(2),351(3),3(5), 352 of BNS on the ground that applicant/accused have filed report against informant on the basis of which crime no.331/2026 is registered in Omerga police station relating to the incident happened on 20/5/2026. Wherein on account of land dispute there was quarrel in between applicant/accused and informant. Therefore, registration of Cr. No.342/2026 is nothing but the counter blast in response to the Cr. No.331/2026. On this ground they prayed to allow application.
2. Learned APP and I.O. filed say dated 8/6/2026. They objected to release applicant/accused on anticipatory bail on the ground that alleged offence is of serious nature. It is against the body. Recovery is not yet made. Therefore application be rejected.
3. I heard learned advocate of applicant/accused. He submits that applicant/accused has initially gave report against informant in police station. Therefore crime is registered against them to take revenge of that. He prayed that dispute in between parties is of civil nature. Therefore applicant/accused be released on bail.
4. Learned APP submits that allegations are serious in nature. Recovery is to be made. Therefore application be rejected.
5. Following points for determination, findings thereon with reasons are given as under.

Sr.No.	Points.	Findings
1.	Whether applicant/accused nos.1 to 4 are entitled to anticipatory bail	...Yes.
2.	What order ?	.. Application is allowed.

REASONS.

AS TO POINT NOS.1 AND 2 :-

6. Alongwith list of documents, applicant/accused has filed copy of FIR no.342/2026. It shows that Nirmalabai Ghongde has given report alleging that all applicant/accused have assaulted her, her son Basavraj, Laxmikant by stone, stick. They gave threat to their life and threat to her son Laxmikant that he would be terminated from the service. Recital in FIR shows that there was dispute in between applicant/accused and informant on account of the common bandh in between their field.

7. Alongwith Exh.6, applicant/accused have filed certified copies of FIR No.331/2026. It shows that Aakash Mugale gave report in Omerga police station that applicant/accused gave abuses to him and his parents. They have assaulted his father by stone and knife and caused grievous injuries to his father. When his father was taking medical treatment in the hospital, he gave report of the incident dt. 20/5/2026 in Omerga police station.

8. FIR No.331/2026 , 342/2206 shows that both FIR are given pertaining to the incident dated 20/5/2025. Applicant/accused permitted informant to clear water flow way from the bandh. Applicant/accused were not present on the spot. Behind their back informant and her family member has taken the soil of the field of applicant/accused and put it on their own field. On this reason, there was quarrel in between informant and the father of Akash. Laxmikant, Basavraj, son of Nirmalabai assaulted to the Anand Manohar Mugale by stone and stick, caused grievous injury. Both FIR shows that Aakash Mugale, son of Anand Mugale gave report in police station on

23/5/2026 on 13:39. Whereas FIR 342/2026 is given on 24/5/2026 at 00:58. Date of incident , spot of incident is the same. Applicant/accused Aakash Mugale gave report initially and thereafter report is given by the informant Nirmalabai.

9. Both FIR shows that applicant/accused have initially given report against the informant and her two son. Applicant/accused Anand Mugale sustained severe injuries. They were not present on the spot at the time of doing actual work of making water flow way clear on the bandh. Dispute in between them pertains to the land. Their land is adjacent to each other having common bandh. Therefore considering all these facts, applicant/accused are entitled to the anticipatory bail. Thus, I answer point no.1 in the affirmative, for point no.2, pass following order.

ORDER

1.	Applicant/accused no.1- Anand Manohar Mugale, applicant/accused no.2-Aakash Anand Mugale, applicant/accused no.3-Saroja Anand Mugale, applicant/accused no.4- Ganesh Abhimanyu Gaikwad in the event of their arrest in Cr. No.342/2026 registered in Omerga police station under Section 115(2),118(1), 118(2),351(2),351(3),3(5), 352 of BNS be released on personal bond and surety bond of Rs.50,000/- each.
2.	Applicant/accused should co-operate with the I.O.
3.	Applicant/accused as far as possible not to quarrel with the informant.
4.	Applicant/accused should attend Omerga police station subject to notice in writing, in order to facilitate investigation.
	Delivered and pronounced in open court.

Date. 10.06.2026

(Smt.K.F.M.Khan)
Addl.Sessions Judge Omerga.

CERTIFICATE

I affirm that the contents of this P.D.F. file Judgment are same, word to word, as per the original Judgment.

As per order of Hon'ble High Court in Letter No.RG/1611/67/2026, dated 4th April 2026, District Court Osmanabad O.No.W/4650/2026 , dated 4/4/2026, all the judgments and orders, in all the matters wherein dictation is given, copy of judgment and order should bear endorsement as under-

Name of the stenographer	Narhari Haripant Deshmukh, Stenographer Grade 1
Name of Court	Additional Sessions Court Omerga.
Judgment/order dictation given by PO	10.06.2026
Judgment/order typed by stenographer	10.06.2026
Judgment /order given by stenographer to PO for correction	10.06.2026
Judgment/order corrected copy given by PO to stenographer	10.06.2026
Final print of judgment/order given by stenographer to PO for signature	10.06.2026
Date of uploading	10.06.2026
Holiday	-