

MHPA010013072026.



ORDER BELOW EXHIBIT NO. 01 IN
CRIMINAL BAIL APPLICATION NO. 425/2026

Vishnu Dagadu Dhole Vs. State

[Passed on 24th June , 2026]

Accused – applicant Vishnu Dagadu Dhole has filed the application under Section 483 of Bhartiya Nagarik Suraksha Sanhita, 2023 for granting him regular successive bail in connection with Cr.No. 233/2026 registered at Police Station Sailu, Tq. Sailu, Dist. Parbhani for offence punishable under Sections 189(2), 190, 191(2), 191(3), 303(2), 326(g), 324(5), 333, 61(2), 351(2), 351(3) r.w. Sec.3(5) of Bhartiya Nyaya Sanhita, 2023 and Sections 4 and 25 of Arms Act.

02. The prosecution case, in short, is that on 05.05.2026 informant Silwan Milind Salve R/o. Gayatri Nagar, Sailu lodged report to police station Sailu alleging that he has Bollero pick-up vehicle. He also does business of DJ sound system. It has alleged that on 16.04.2026 at night in Gayatri Nagar Sailu there was quarrel between two mobs, for that on 17.04.2026 crime came to be registered for murder case. The accused of that crime are relative of the informant. After that applicant-accused Adv. Vishnu Dhole along with mob having sword and sticks was wondering in front of his house at night. Vishnu Dhole gave threat to set his house on fire if the informant and his wife did not get out of the house. It has alleged that on 18.04.2026 at night about 01.30 a.m. to 02.00 a.m. Vishnu Dhole along with his friend Yogesh Chandeliya, accused Vishal

Wakale, Arjun Bavise, Tillya @ Pillya Palve, Samrat Dhapse, Akshay Salve and other three to four persons having sticks, swords came in front of the house of the informant. They set DJ, generator system of the informant on fire. Due to which the informant caused damages of Rs. 12,00,000/-. The informant and his wife saw the incident of burning from window of their house. After that Vishnu Dhole and his friends went towards the house of Buddhabhushan Dhage who is brother-in-law of the informant then the informant and his wife went out of the village.

03. It has alleged that on 17.04.2026 Vishnu Dhole and others set discover motorcycle of Kunal Sontakke on fire and thereby caused damaged of Rs.50,000/-. After that Vishnu Dhole and others entered into the house of Buddhabhushan Dhage and caused damages to the articles kept in the house. The applicant-accused Vishnu Dhole and others set to room of Buddhabhushan Dhage on fire and thereby caused damage of Rs. 1,00,000/-. The accused committed theft of ornaments and also cash amount of Rs.10,000/-. It has alleged that on 17.04.2026 at about mid night mother-in-law of Buddhabhushan Dhage was alone at her house. Accused Vishnu Dhole and others went to her house and threatened to set her house on fire. Due to fear of the accused the informant and his wife went out of station, hence, they could not lodged report earlier. On the report, the above crime came to be registered against the applicant-accused and others for the offences mentioned above.

04. It is the contention of the accused-applicant that, he has not committed the alleged offence. He is falsely implicated in this

crime. Murder of his relative was committed by the relative of the informant, therefore, the false case is lodged. This report is lodged to counter blast crime No.205/2026 for the offence under Sec. 103(1), 109(1), 115(2), 189(2), 190, 191(2), 191(3) of B.N.S. registered at police station Sailu in which brother of the accused-applicant Vishnu Dhole i.e. Anand Dhole was seriously injured and Aditya Pradhan was died. He is not having any concern with the offence. The FIR is lodged after 18 days. Vague allegations are made against him. Nothing is to be recovered from him. He is ready to assist I.O. and he is ready to abide conditions imposed by the Court. He will not pressurize to the witnesses or hamper or tamper with the prosecution evidence. Under political pressure the crime is registered and his name is involved. His custodial interrogation is not required. He prayed to release him on regular bail.

05. Ld. APP in his say Exh. 5 has submitted that this accused is also involved in this crime. The offence is of serious nature. The accused is habitual offender. Many crimes are registered against him. If bail is granted he will pressurize to the witnesses. He prayed to reject the application.

06. Ld. Adv. of the accused has argued that FIR is lodged after 18 days which creates material doubt. Vague allegations are made. The accused has no any active role in the alleged incident. The accused is ready to assist I.O. and ready to abide any condition imposed by the Court. He submitted to allow the application. On the other hand, Ld. PP Mr. Darade has argued that the accused has committed the serious offence. This accused is also involved in the

crime. There is prima facie evidence against the accused. Many crimes are pending against the accused. The accused was externment. If accused is released he will pressurize to the witnesses. He prayed to reject the application.

07. I have gone through the record. The incident alleged to be happened on 18.04.2026 and the FIR is lodged on 05.05.2026. The huge delay in lodging FIR is not explained properly. Offence under Section 326(g) of B.N.S. is punishable for imprisonment for life or imprisonment of either description for a term which may extent to ten years. Nothing is seized from the accused. 18 days delay in lodging FIR entitles the accused to release on regular bail. The accused is in custody since 13.05.2026. His custody is not required for investigation. Though it is true that the accused has criminal antecedent but considering that FIR is lodged after 18 days, criminal antecedent itself is a not ground to deny regular bail to the accused. Bail is rule and jail is exception. For security of witnesses stringent conditions can be imposed against the accused. Therefore, it is not the fit case to keep the accused behind the bars till filing of charge-sheet or conclusion of the trial. Other accused Yogesh Chandale and Vishal Wakade are released on anticipatory bail. The accused is an advocate. His personal liberty will be secured during the Trial. Other accused namely Arjun Bavise and Samrat Dhapse and Pavan Palve are released on regular bail. In view of the aforesaid facts it reveals to me that this accused is entitled to release on regular bail. Hence, I pass the following order.

Order

1	The application is allowed.
2	Accused-applicant Vishnu Dagadu Dhole be released on bail on his executing P.R.bond of Rs.60,000/- with one or two solvent surety in the like amount in connection with crime Cr.No.233/2026 registered at Police Station Sailu, Tq. Sailu, Dist. Parbhani for offence punishable under Sections 189(2), 190, 191(2), 191(3), 303(2), 326(g), 324(5), 333, 61(2), 351(2), 351(3) r.w. Sec.3(5) of Bhartiya Nyaya Sanhita, 2023 and Sections 4 and 25 of Arms Act, with condition that-
3	The accused-applicant shall not hamper or tamper with the prosecution evidence and shall not pressurize to the witnesses.
4	The accused-applicant shall attend the concerned police station during 10.00 a.m. to 01.00 p.m. on every Sunday for one month.
5	The accused-applicant shall attend the trial after filing of charge-sheet regularly on every date without reasonable excuse.
6	The accused-applicant shall furnish his residential address at the time of execution of bond and shall not change his residence without prior permission of the Court.
7	Soft copy of this Order be sent to the accused-applicant through concerned Jail Superintendent.
8	Inform to concern police station accordingly.
9	Bail before remand Court.

Date: 24.06.2026.

(Gautam G. Bharne)
Additional Sessions Judge,
Parbhani.