

MHPA010013252026



ORDER BELOW EXHIBIT NO. 01 IN
CRIMINAL BAIL APPLICATION NO. 441/2026

Vishal Namdev Wakade Vs. State

[Passed on 17th June , 2026]

Accused – applicant Vishal Namdev Wakade has filed the application under Section 482 of Bhartiya Nagarik Suraksha Sanhita, 2023 for granting him anticipatory 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 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, the applicant-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. 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 offence. He is falsely implicated in this crime. 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 No. 1 Vishnu Dhole i.e. Anand Dhole was seriously injured and Aditya Pradhan was died. His submission is that he is poor labourer. 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. Three crimes are registered against him. If anticipatory 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 this accused is also involved in the crime. Therefore, his custody is required. He prayed to reject the application.

07. I have gone through the record. Crime No. 205/2026 is registered against Buddhabhushan Dhage and others regarding murder of Aditya Pradhan and assault against brother of the accused Vishnu Dhole. The crime was registered on 18.04.2026. After 18 days report is lodged by informant Shilwan Salve from the alleged incident of burning. It has not alleged that the accused was having any arm. Considering the delay in lodging report, the accused was not having any arm and considering crime regarding the murder mentioned above, it reveals that if direction is given to the accused to attend the concerned police station it will suffice the purpose of investigation. Hence, personal liberty of the accused needs to be protected. In the result, I pass the following order.

Order

1	The application is allowed.
2	In the event of arrest of applicant-accused Vishal Namdev Wakade he shall be released on P.B. of Rs.25,000/- and surety in the like amount 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, with condition that-
	1) He shall attend the concern police station during 10.00 a.m. to 01.00 p.m. on every Sunday for one month if called by I.O.
	2) He shall assist the investigating officer for investigation.
	3) He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any police officer.

	4) He shall not hamper or tamper with the prosecution evidence.
	5) He shall not go abroad without permission of the investigating officer, till filing charge-sheet.
3	Inform to concern police station accordingly.

Date: 17.06.2026.

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