

CNR-MHPA100002962026



Cri. Bail Application No.82/2026
Order Below Exh.1

Pranav Mokashe V/s State of Maharashtra

1. Present application is moved by applicant/accused Pranav Pradip Mokashe for releasing him on bail, in connection with Crime No. 161/2026, registered with PSO, Sonpeth for commission of offence punishable under Section 109(1), 351(2) of the Bharatiya Nyaya Sanhita, 2023.

2. It is contended that on the basis of report lodged by Govind Hanuman Korde, a crime is registered against applicant/ accused. It is alleged that the accused, with an intention to kill the informant/ injured, gave a blow of sickle over his head and other blow is given over his left hand.

3. It is further contended that the accused is innocent and has not committed any crime. He is falsely involved in the crime at the say of rival group. The remand papers discloses that the injured himself had consumed the liquor. The accused is permanent resident of village Kanegaon, Tq. Sonpeth and having landed property at his village. If the accused is released on bail, he will not abscond and will not tamper the prosecution witnesses. He is ready to furnish surety for satisfaction of the Court. It is prayed that accused be released on bail.

4. Father of informant filed his affidavit, stating that the accused with an intention to kill the injured, assaulted the informant by means of sickle. Relatives of the accused are giving threat and abuses to them and are pressurizing them to withdraw the case. It is also contended that today also the treatment of the injured is going on at General Hospital, Parbhani. The accused may tamper prosecution witnesses. It is prayed that application be rejected.

5. Ld. APP vide say Exh.13 opposed the application, stating that the offence registered against the accused is of serious nature. The statement of a witness who admitted the injured to the hospital is yet to be recorded. The accused may tamper prosecution witnesses. The injured and the accused are resident of same village. Possibility of commission of serious crime at the hands of accused cannot be ruled out. The accused may kill the injured, if released on bail. Investigation of the crime is going on. Statements of witnesses are yet to be recorded and medical certificate of the injured is to be obtained. It is prayed that application be rejected.

6. Heard both sides. Ld. Counsel appearing on behalf of injured and Ld. APP argued that the accused assaulted the injured by means of a sharp weapon. The weapon used in commission of offence and the body part chosen for inflicting blow of sickle shows ill intention of the accused. It is argued that application be rejected. In support of argument reliance is placed on a decision in case of **Mohd. Akbar Hussain Vs The State of Telangana, Criminal Petition No. 6356 of 2025**, decided on 07/05/2025. In that case, the injured and his mother were assaulted by means of sticks and they received severe bleeding injuries and therefore the bail was rejected by Hon'ble High Court. Reliance is also placed on a decision of Hon'ble Bombay High Court, in case of **Akash @ Dhamma Yesu Khetre Vs The State of Maharashtra**, decided on 27/01/2026. In that case, blow of sword was given over head, causing serious injury. It is observed that while granting bail, the Court should exercise its discretion in judicious manner and not a matter of course. Reliance is also placed on a decision of Hon'ble MP High Court, in case of **Rahul Solanki Vs The State of Madhya Pradesh**, decided on 02/02/2026. In that case, fire arms were used at a public place. Ten to twelve rounds were fired, in result Bhola @ Hemraj succumbed to gunshot injury. I have gone through these judgments/orders.

7. From perusal of FIR, it appears that informant/ injured Govind Hanuman Korde was admitted to Spandan Hospital, Parbhani. On 03/05/2026, his statement was recorded by police, where he stated that cousin sister of the accused was sending messages to him. Said fact was told by the injured to the accused. Therefore, the accused stopped to talk with the injured. The marriage of cousin sister of the accused was fixed. After some days, injured came to know that the marriage was called off due to some reason.

8. It is further stated that on 30/04/2026, Ganesh Raut made a phone call to the injured and told that the accused want to meet the injured. They decided to meet at Khadka, Naikota Canal Bridge. At about 09.30 pm, injured and Ganesh Raut reached that place. Accused also arrived at that place. They talked for some time. Then they brought dinner parcel from hotel and then started eating food in the field of Police Patil Kalindar. At about 02.30 am, the accused opened his car and brought a sickle. The accused gave a blow of it over head of the injured. The accused started pulling that sickle. The injured caught that sickle. Ganesh tried to intervene the quarrel. Accused gave other blow of the sickle. The injured resisted that blow by his hand. The injured sustained deep hurt to his hand.

9. From record, it appears that at the place of occurrence blood stains were noticed on one news paper and a stone. The blood soil was collected during investigation. Two plates, one carry bag, plastic pouch, onion and garlic was found which came to be seized. Medical certificate of the injured is not placed on record. Investigating officer issued a letter to medical officer for getting the certificate. The letter discloses that the injured was firstly treated at Gangakhed Hospital and then took treatment at Spandan Hospital from 01/05/2026 to 09/05/2026. It also appears from the letter that the injured was discharged from the hospital on 09/05/2026.

10. It also appears that the weapon i.e the sickle used in the crime is seized. Three photographs of the injured are placed on record, which discloses that photos were snapped on a bed in the hospital. The photographs discloses that the injured had deep injury to his hand. Injury over forehead is not appearing in the photographs. Medical papers filed by the father of the injured, discloses that brainstrem was found normal and there was no external bleeding. There was non depressed fracture of right frontal bone and no serious injury was seen.

11. As such, it appears that life of injured is out of danger. The accused is of young age having no criminal antecedent. The accused is behind bar since 05/05/2026. Most of the investigation is completed. Taking into consideration all these facts and circumstances on record, applicant needs to be released on bail. Hence, following order is passed.

-::: ORDER -:::

1. Application is allowed.
2. Applicant Pranav Pradip Mokashe be released on bail on his executing PR bond of Rs.25,000/- with surety of like amount.
3. The applicant to attend Sonpeth police station on every Monday and Thursday between 10.00 am to 01.00 pm till completion of investigation.
4. The applicant shall not tamper prosecution witnesses and shall not commit similar offence and shall not contact the informant/injured.
5. Inform Jail Authority accordingly.

Date- 05/06/2026

(G. P. Bawaskar)
Additional Sessions Judge,
Court No.2, Gangakhed