

ORDER BELOW EXH 4

Apprehending the arrest in connection with C.R. No. 13/2026 registered in State Excise, B-Division, Beat No. 3, Pune under Section 65(c), (d), (e), (f), 80, 81, 83, 90, 103 and 108 of Maharashtra Prohibition Act and u/s 123 of BNS, the applicant **Ramdas Haribhau Shelke** has filed this application for pre-arrest bail under Section 482 of BNSS. By way of this application he is praying for interim protection from his arrest pending the hearing and decision of the main application.

2. Heard Shri S.B. Shinde, the learned advocate for the applicant and perused the copy of FIR. The co-accused has been already released on bail in whose possession the alleged contraband was found. He told that he has purchased the said contraband from this applicant and accordingly the search of his house was taken and it is alleged that some stock of foreign country liquor was found in his house which was recovered. The learned advocate submits that the action was taken on the basis of hearsay information and even going by the FIR the alleged recovery is made. Thus, the custodial interrogation is not necessary. The offence under Section 123 of BNS does not prima facie attract and the offences under Maharashtra Prohibition Act are bailable.

3. Having considered the allegations in the FIR and the nature of offences, since the recovery is already made and this

applicant has been arrayed as an accused on the basis of information given by the accused who is arrested and released on bail, I find a case for granting interim protection. Hence, the order.

ORDER

1. Application is allowed.
2. The interim protection is granted to the applicant **Ramdas Haribhau Shelke** from his arrest in connection with C.R. No. 13/2026 registered in State Excise, B-Division, Beat No. 3, Pune under Section 65(c), (d), (e), (f), 80, 81, 83, 90, 103 and 108 of Maharashtra Prohibition Act and u/s 123 of BNS till 26/02/2026.
3. Issue letter to State Excise, B-Division, Beat No. 3, Pune accordingly returnable on 26/02/2026.
4. Call the say of prosecution and investigating officer on main application.

Pune
Date: 21/02/2026

(S.R. Salunkhe)
Additional Sessions Judge, Pune.