

ORDER BELOW EXH 4

Apprehending the arrest in connection with C.R. No. 114/2026 registered in Hinjewadi police station under Section 352, 115(2), 85 r/w 3(5) of BNS, the applicants **No. 1 Basaprabhu Desai, No. 2 Jayashree Basaprabhu Desai, No. 3 Swati Sunil Tavidare, No. 3 Santosh Baburao Belgudri and No. 5 Appaya Basvanni Girpagol** have filed this application for pre-arrest bail under Section 482 of BNSS. By way of this application they are praying for interim protection from their arrest pending the hearing and decision of the main application.

2. Heard Smt. Sonali Pawar, the learned advocate for the applicants and perused the copy of FIR. Allegations are basically of alleged ill-treatment at the hands of applicant and the relations between husband and wife have become strained and that has culminated in filing different legal proceedings such as Divorce petition, Petition for Restitution of Conjugal Rights and the complaint under D.V. Act. The applicant No. 1 and 2 are in-laws and other applicants are distant relatives and the applicant No. 5 was the mediator through whom the marriage was arranged. According to me, in case of such type of offences the investigating officer has to conduct inquiry by issuing notices to the accused and then to decide whether their arrest is necessary. The learned advocate for the applicants submits that no such notice is received by the applicants and they are being called by making phone calls to the police station and therefore there is reasonable apprehension of their arrest.

3. Having considered the nature of the offences, scope of investigation, relations of the applicants to the informant, I am satisfied that the interim protection from arrest of the applicants can be granted in such case. Hence, the order.

ORDER

1. Application is allowed.

2. The interim protection is granted to the applicants **No. 1 Basaprabhu Desai, No. 2 Jayashree Basaprabhu Desai, No. 3 Swati Sunil Tavadare, No. 3 Santosh Baburao Belgudri and No. 5 Appaya Basvanni Girpagol** from their arrest in connection with C.R. No. 114/2026 registered in Hinjewadi police station under Section 352, 115(2), 85 r/w 3(5) of BNS till 18/03/2026.

3. Issue letter to Hinjewadi police station accordingly returnable on 18/03/2026.

4. Call say of prosecution and investigating officer on main application.

Pune

Date: 09/03/2026

(S.R. Salunkhe)

Additional Sessions Judge, Pune.