

Cri. Bail Application No.2465/2026

ORDER BELOW EXH.1

The applicant Anand Shahaji Gaikwad has filed this application for regular bail under section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) in connection with arrest in C.R. No.273/2026 registered with Hinjewadi police station under sections 69, 64(2) (m) of BNS and under Sections 3(1) (w) (i), 3(1) (w) (ii) of SC ST Act.

2. The applicant is arrested on 05/05/2026 and was remanded to police custody till 09/05/2026 and since then, he is in judicial custody.

3. **The Prosecution case is as under -**

The allegations against the applicant are that since May 2024 till 25/04/2026, the applicant under the pretext of false marriage kept physical relations with informant and thereby refused to marry with informant as she belonged to backward community. So, the F.I.R. is filed.

4. Perused the grounds of bail, documents on record and reply of I. O.

5. Heard learned advocate P. T. Gatkul for applicant,

learned Adv. Anushka Darekar for informant and learned APP V. L. Patil.

6. It is clear from record that the informant has filed her reply vide Exh.6 and has given 'No objection' to grant bail to the applicant. It is also clear from his reply that the matter is settled in between informant and applicant and they have decided to marry.

7. The I. O. has filed reply at Exh.9 and resisted this bail application mainly on the grounds that the investigation is in progress, the applicant may pressurize the witnesses and may abscond if he is released on bail. Even the learned APP has opposed to grant bail.

8. The record shows that the main investigation is required to be done with informant who has given no objection to grant bail. Moreover, the sufficient opportunity was given to the Investigating machinery to interrogate with applicant. The applicant is in custody for more than one month. The purpose of investigation can be solved if applicant is released on bail on certain conditions. It is unnecessary to keep the applicant behind bars when the informant herself is insisting to release him on bail. Thus, the application deserves to be allowed. As a result, following order -

ORDER

- (1) Cri. Bail Application No.2465/2026 is allowed.
- (2) The applicant Anand Shahaji Gaikwad be released on bail in C. R. No.273/2026 registered with Hinjewadi police station under sections 69, 64(2) (m) of BNS and under Sections 3(1) (w) (i), 3 (1) (w) (ii) of SC ST Act on executing personal bond of Rs.30,000/- and surety of like amount on following conditions -
 - (a) The applicant shall attend Hinjewadi Police Station as and when summoned by I. O. and co-operate in further investigation till the filing of charge-sheet.
 - (b) The applicant shall not pressurize the informant or other witnesses.
 - (c) The applicant shall not hamper or tamper the evidence.
 - (d) The applicant shall not leave India without prior permission of concerned court.
 - (e) The applicant shall provide to the I. O. and concerned court, permanent address proof and mobile number and keep it updated in case of any change.

Dictated and Pronounced in open court.

Date : 06/06/2026
Pune

(D.R. Shetty)
I/C Additional Sessions Judge, Pune.