

CNR NO. MHPU140002372026

State of Maharashtra
(Through Yavat Police Station)

Vs.

Tukaram Bhikaji Koditkar

ORDER BELOW EXH.9
(Passed on dt. 21.02.2026)

1] This is an application under S.483 of the Bhartiya Nagrik Suraksha Sanhita, 2023 for grant of regular bail in respect of Crime No.1004/2025 registered with Yavat Police Station.

2] Perused the application and reply thereon. Heard Ld. Counsel for accused, informant and Ld. APP.

3] It is the case of prosecution that there is dispute between informant and accused regarding a land given on lease for petrol pump on dt.09/11/2025. Accused telephonically abused and threatened the informant for payment of Rs.10,00,000/-. Moreover, on dt.13/11/2025 accused abused informant by referring his cast in the presence of informant's father, uncle and other 2-3 friends of his father. Moreover, accused also forcibly took the possession of land in which informant was running a petrol pump. Furthermore, on dt.15/11/2025 accused caused damage to the said petrol pump. Hence, informant lodged report with Police Station.

4] Ld. Counsel for the accused submitted that earlier bail application filed by accused bearing Cri. Bail Appln. No.28/2016 came to be rejected on 22.01.2026. Now the investigation is

completed and charge-sheet is filed. Therefore, the custody of accused is not required. Moreover, he is falsely implicated in alleged crime. There is no direct, indirect or circumstantial evidence against the accused. There is nothing to be recovered from the accused. He is permanent resident of Javjibuvaji Wadi, Tal. Duand and is ready to abide the conditions imposed by the Court. Hence, it is prayed to grant bail. In support of his contention, Ld. Advocate for accused has relied on the observation of Hon'ble Apex Court in the case of *Satender Kumar Antil Vs. Central Bureau of Investigation, 2026 INSC 115* and *Maulavi Syed Asad Kazmi @ Modh. Shad Vs. The State of Uttar Pradesh, Special Leave to Appeal (Criminal) No.1059/2025*.

5] Ld. APP, investigating officer and informant have resisted the application. It is submitted that the offence is of serious nature. The accused is a habitual offender. There is a terror of accused in the vicinity of Javajibuvachi Wadi and nearby area. The accused has interfered in the business of informant and pressurized the employees of the pump. Moreover, possibility of tampering the evidence of prosecution and committing same nature of crime cannot be ruled out. Furthermore, several offences are already registered against the accused. Hence, it is prayed to reject the application.

6] It is pertinent to note that maximum punishment in respect of offence alleged against the accused is 5 years. Accused is in custody since dt.10.01.2026. Investigation of the offence is already completed and charge-sheet is already filed. Therefore, it is clear that nothing is to be recovered from the possession of the accused. Trial is yet to commence and considering the huge pendency before the

Court, it is not likely to be completed in near future. As such, considering the nature of offence, continued incarceration of the accused Tukaram pending trial would amount to punitive detention, which is impermissible in law. As such, pendency of other criminal cases against the accused cannot be a ground to deny bail to the accused. Hence, it will be just and proper to release the accused Tukaram on bail by imposing suitable conditions for securing his presence and to prevent him from tampering with the evidence of prosecution. Hence, I pass the following order :

ORDER

1. Application at Exh.9 is hereby allowed.
2. Accused viz. **Tukaram Bhikaji Koditkar** is released on bail on his executing personal bond of Rs.1,00,000/- with one or two solvent surety/sureties in the like amount, in connection with Crime No.1004/2025, registered with Yavat Police Station, for the offence punishable under Sections 324(4), 352, 351(2) of the Bhartiya Nyaya Sanhita, 2023 and Section 3(1)(r)(s) and Section 3(2)(va) of the The Scheduled Casts and Scheduled Tribes (Prevention of Atrocities) Act, 1989, subject to the conditions that :
 - i) Accused shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts and/or accusation against them so as to dissuade them from disclosing such facts to the Court or any police officer.
 - ii) Accused shall not indulge in any criminal activities in future.
 - iii) Accused shall submit list of at least 3 blood relatives with their detail residential addresses and also the addresses of their places of work, if any, and documentary proof of showing the correctness of details produced by them.

- iv) Accused shall submit copies of at least 2 documents amongst the Passport, PAN Card, Aadhar Card, Ration Card, electricity bill or Voter Identity Card issued by the Election Commission of India.
3. In the event of breach of any condition, the bail granted to the accused, would liable to be cancelled.
4. Copy of bail order be forwarded to the concerned Jail.

Baramati
Date : 21.02.2026

(Hitendra Urmila Anilkumar Wani)
Additional Sessions Judge, Baramati.