

IN THE COURT OF ADDITIONAL SESSIONS
JUDGE, BARAMATI, DIST.PUNE.
(Presided Over by Surekha R. Patil)

CNR No.MHPU-1400-1043-2025



State of Maharashtra
Vs.
Aniket Raju Labade and Ors.

ORDER BELOW EXH. 66

The applicant/accused No.3 **Vinod Devidas Sonawane** has filed this second application for bail U/Sec.483 of Bharatiya Nagarik Suraksha Sanhita (Here in after, in short, B.N.S.S. 2023) in connection with CR No.725/2024 for the offences punishable u/Secs.310(2) of Bharatiya Nyaya Sanhita 2023, (here-in-after, in short, B.N.S.2023), registered at Daund Police Station, Tal.Daund, Dist.Pune.

2] Brief facts of the prosecution case are:

The case of the prosecution is that, on 27/09/2024 at about 1.00 a.m. near Sonwadi Railway bridge, within the vicinity of village Daund, the informant Subhashchand Mulchand Yadav with his driver Narendra Sing Tawar was proceeding by his Tata Truck No. RJ-23-GC-2507. Subhashchand Mulchand Yadav was slept in the Cabin. At that time 5 unknown persons have stopped the truck by showing knife and robbed cash amount of Rs.56,000/- and Vivo Mobile.

They have threatened and beat them. Subhashchanda Yadav has lodged report about the incident with Daund Police Station.

3] On the basis of his report, crime vide CR No.725/2024 for the offences punishable u/Secs.310(2) of BNS, registered at Daund Police Station, Tal.Daund, Dist.Pune came to be registered against accused person. Investigation has been carried out and on completion of investigation, I.O. has submitted charge-sheet against the accused. During investigation, investigating officer has arrested accused on 10/10/2024. Since, 15/10/2024 he is in judicial custody. So, accused has moved this application for bail.

4] Ld. APP has filed his reply overleaf. I.O. has filed reply on 19/09/2025. Both of them have contested the application and prayed for it's rejection.

5] Heard Ld. Advocate for the accused/applicant and Ld.APP.

6] It is submission of Ld.Advocate for the accused/applicant that, there is 12 days delay in filing FIR. The accused/applicant has been arrested on 10/10/2024. Since then, he is behind bar. Contents in FIR shows that, there is no allegation against the accused/ applicant. He has been arrested on the ground of suspicion. His test identification parade is conducted after one month. Accused Nos.1 and 4, who are main accused in this case, have been released on bail by the

Hon'ble high Court. Accused No.2 has been released on bail by this court on 22/08/2025. So, on the ground of parity as well as on merit, the accused/applicant is entitled for bail. It is further argued that, father of the accused/applicant is Jaundice patient. No one is there to look after him, except the accused/applicant. So, on that ground also, he is entitled to get bail.

7] On the other hand, it is submission of Ld.APP that, five accused persons have committed this offence. Cash amount is partly recovered from the accused/applicant. Offence committed by them is serious in nature. Accused No.5 is yet not arrested. Earlier two bail applications filed by the accused/applicant is rejected by this Court. There is no change in circumstance. So, application is not maintainable.

8] In reply, it is submitted by Ld.Advocate for the accused/applicant that, accused No.5 in this case is arrested and released on bail by this court on 22/08/2025.

9] Perused material placed on record. As pointed out by Ld.APP, offence committed by the accused/applicant is serious in nature. But the Hon'ble High Court has released accused Nos.1 and 4 on bail. The contents in FIR shows that, accused Nos.1 and 4 have major role in commission of offence. So, the accused/applicant is entitled for parity.

10] So also, as pointed out by Ld.Advocate for the

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accused/applicant, accused Nos.2 and 5 have been released on bail by this Court vide order dated 22/08/2025. So, on that ground also, the accused/applicant is entitled for parity. So, even though earlier two bail applications filed by the accused/applicant are rejected by this Court, in view of change in circumstances, I am of the view that, the accused/applicant is entitled for bail.

11] Having regard to the above-mentioned facts and circumstances of the case, I am of the opinion that, the accused/applicant is entitled to get bail. I, therefore, pass following order :-

ORDER

1. The application at Exh.66 is allowed.
2. The applicant/accused No.3 **Vinod Devidas Sonawane** in connection with CR No.725/2024 for the offences punishable u/Secs.310(2) of BNS, registered at Daund Police Station, Tal.Daund, Dist.Pune, be released on bail, on furnishing P.R. Bond of Rs.50,000/- (Rs.Fifty Thousand only), with a Surety in the like amount, and on the following conditions -
 - (a) He shall not directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of accusation against him, so as to dissuade him from disclosing such facts to the Court or to Investigating Officer.
 - (b) The applicant shall produce his proof of permanent residence along with his mobile numbers.

- (c) The applicant shall attend this Court on each and every date till conclusion of the trial.
- (d) The applicant shall not commit the similar offence and shall not indulge in any other criminal activities.
- (e) He shall comply with Chapter I Paragraphs 1 to 6 of the Criminal Manual 1980 (In view of Order of the Hon'ble High Court passed in Criminal Application No. 28/2010 in Public Interest Litigation No. 25/2010 on January 29, 2020).
3. Inform to concerned Jail Authority, through email.

Date: 01/10/2025.
Baramati.

(**Surekha Patil**)
I/c. Addl. Sessions Judge,
Baramati.

“CERTIFICATE”

I affirm that the contents of this PDF file are same word for word as per original :-

Name of Steno : **Jagadish Narayan Kanki,**
(Stenographer Grade - I)

Court name : **Surekha R. Patil.**
Addl. Sessions Judge, Baramati

Judgment delivered on : **01/10/2025**

Judgment signed by PO on : **04/10/2025**

Judgment uploaded on : **04/10/2025.**