



State

Vs.

Akash Kantilal Rathod & Ors.

ORDER BELOW EXH.5

1] This is an application for grant of *interim* bail filed by accused no.1-Akash Kantilal Rathod, 2-Sahil Sanjiv Rathod, 3-Abhijit Pandurang Rathod, 4-Samir Subhash Rathod and 5-Premkumar Vishwanath Chavan during pendency of main application, under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS'), in Crime No.325/2025, registered at Daund Police Station for offences punishable under Sections 189(2), 191(2)(3), 190, 118(1), 352, 351(2) of the Bhartiya Nyaya Sanhita, 2023 (for short 'BNS') and Sections 3(1)(r)(s) and 3(2) (va) of The Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.

2] Accused contended that after filing of the charge-sheet and receiving summons through police station, they appeared before this Court, in which, charge-sheet is filed. Accused were not arrested during investigation in view of notice issued to them. The offence is not punishable for more than five years. They submitted to release on *interim* bail till decision on main application.

3] Ld. APP opposed on the ground that accused may abscond and pressurise victim and witnesses. Complainant may be heard. He submitted to reject the application.

4] Heard Ld. Advocate for accused and Ld. APP for State. Perused the charge-sheet.

5] Offence under Sections 189(2), 191(2)(3), 190, 118(1), 352, 351(2) of BNS and Sections 3(1)(r)(s) and 3(2)(va) of the

Atrocities Act came to be registered against accused persons as above. Ld. Advocate for accused submitted that accused were never arrested during investigation and they have co-operated therein. Accused appeared today on summons and moved the present application. They submitted that till main bail application is decided after hearing them, the accused may be released on *interim* bail. Ld. Advocate submits that punishment provided for the offence is upto five years. As the accused were not arrested during investigation and appeared on summons seeking regular bail, on which, the complainant shall also be heard by issuing notice, in the meantime, as their custody was not sought before filing charge-sheet, they may be released. Hence, the following order :

ORDER

1. Application is hereby allowed.
2. Applicant/accused Nos. 1 to 5 shall be released on *interim* bail till decision of main application in Crime No.325/2025 of Daund Police Station, on their executing Personal Bonds in the sum of Rs.25,000/- each and a Surety in the like sum.
3. The applicants/accused shall not threaten, pressurize or dissuade complainant and any other prosecution witnesses directly or indirectly, and shall not tamper evidence.
4. The applicants/accused shall produce identity proofs alongwith their contact numbers, and numbers of those persons who shall be approached in case the accused are found unavailable.
5. The applicants/accused shall not commit any offence during period of release.
6. Breach of any condition would result in cancellation of *interim* bail so granted.
7. Issue notice on main application to complainant/victim.

Date :- 17.12.2025

(Vijay C. Barde)
Special Judge,
Baramati.

CERTIFICATE

I affirm that the contents of this P.D.F. file Order are same word for word as per original Order.

Name of Stenographer : V.B.Lalsangi
Stenographer (G-1)

Court Name : Special Judge,
Baramati, Dist. Pune.

Date of Order : 17.12.2025

Order signed by
Presiding Officer : 17.12.2025

Order uploaded on : 17.12.2025