

MHPU14-004618-2023

**Sachin Ashok Jagdhane**  
Vs.  
**State of Maharashtra**

**: Order below Exh. 18:**  
(Dated 15<sup>th</sup> February, 2024)

Applicant/accused No. 1 **Sachin Ashok Jagdhane** has taken out an application U/s.439 of the Cr. P. C., for grant of regular bail in connection with Crime No.224/2023, registered with Baramati Taluka Police Station, Tal. Baramati, Dist. Pune for the offences punishable U/S.394, 395, 397, 120-B, 201 r/w 34 of the IPC.

**02** FIR dated 22.04.2023 discloses that, on 21.04.2023 at 8.30 pm three unknown person committed dacoity in the home of informant and stolen away articles and cash worth of Rs.1,07,24,300/-. Informant lodged the FIR dated 22.04.2023 and consequently Crime 224/2023, registered with Baramati Taluka Police Station, Tal. Baramati, Dist. Pune for the offences punishable U/S.394, 395, 397, 120-B, 201 of the IPC, against unknown persons. During investigation it was revealed that accused no.1 to 5 asked accused no.6 to suggest them date and time to commit dacoity and on disclosure of '*muhurt*' by accused no.6 said accused no.1 to 5 committed the crime. On successful commission of dacoity the accused no.1 to 5 gave Rs.8 lakhs to accused no.6 for his disclosure of *muhurt*.

**Order on Exh.18 in Sessions Case No.216/2023**

**03** Heard Ld. Advocate for the applicant/accused No.1 and Ld. A.P.P for the State. Perused the documents filed on record.

**04** Ld. Advocate for accused did submit that the FIR is lodged against unknown person. That accused is arrested on 19/08/2023, that means after four months of alleged incident. That there is no explanation as to how such a big amount of cash was available in the house of informant. That investigation is completed so further the custody of accused is not necessary. He further submitted that accused No. 6 is released on bail by this Court, therefore, on the ground of parity, present accused is also entitled for bail. He further submitted that police foisted unclaimed amount against the present accused and thereby planted him in the false case. That, accused is ready to abide by any condition. With this, amongst other submissions, he prayed to allow the application.

**05.** Ld. APP did submits that offence is serious in nature. That, accused no.1 to 5 to commit dacoity whereby article and cash worth Rs.1,07,24,000/- is stolen away from the house of informant. That Rs.18,84,300/- is recovered from present accused which shows his complicity in the present crime. That, if the accused is released on bail, there is possibility of tampering of evidence and hampering of investigation. Therefore, accused is not entitled for bail.

**06.** I have gone through the submissions made on behalf of both the parties.

**07** On perusal of copy of charge-sheet it transpires that subsequent to the disclosure statement made by present accused No.1 cash and ornaments worth of Rs.18,84,300/- is recovered from him. Thus, there appears strong prima facie case for offence U/S.394, 395, 397, 120-B, 201 r/w 34 of the IPC. Said offences are very serious in nature and punishable with life imprisonment. Therefore, considering the nature of offence and complicity of present accused in crime, he is not entitled for bail. Hence, the order -

**ORDER**

**01.** The application (**Exh.18**) is rejected.

Sd/- x x x

Date : 15.02.2024

(J. A. Shaikh)  
Additional Sessions Judge  
Baramati

(4/5)

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(5/5)

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

Name of Steno.	:-	V. S. Sonawadekar
Court Name	:-	J.A. Shaikh Additional Sessions Judge, Baramati
order date	:-	15.02.2024
order signed by PO. on	:-	15.02.2024
order uploaded on	:-	15.02.2024