

IN THE COURT OF ADDITIONAL SESSIONS JUDGE, KHED-RAJGURUNGAR,
DISTRICT PUNE

Order below Exh. 03

In

Sessions Case No. 14 of 2025

(CNR. No. MHPU21-000258-2025)

State of Maharashtra
Through Khed police station

... Complainant

V/s.

Mohammad Salman @ Salman Shaikh
Abdulgani @ Usmangani Shaikh

... Applicant/Accused No. 2

Appearances:

Ld. APP Shri. M. D. Pandkar for State.

Ld. Adv. Shri. R. C. Karanjawane for applicant/accused No. 2

JUDGE : SHRI A.S. SAYYAD
Additional Sessions Judge,
Khed-Rajgurunagar, Pune.

DATE : APRIL 29, 2025

(DICTATED AND PRONOUNCED IN OPEN COURT)

:ORDER:

The applicant seeks his release on bail under Section 483 of Bharatiya Nagarik Suraksha Sanhita (in short 'B.N.S.S.') in connection with CR No. 620 of 2024, registered with Khed police station for the offences punishable under sections 103(1) r/w. 3(5) of Bharatiya Nyaya Sanhita, 2023.

2. Perused the application and reply of prosecution thereof. Heard both the sides at length of considerable time.

3. **Background facts** -

The informant Sarjerao Sudam Gaikwad lodged an FIR with Khed police station alleging therein that incident in question took place on 03/11/2024, 04/11/2024. According to informant, the applicant along with his associate in furtherance of their common intention, brutally assaulted the informant by sharp knife and stone and made him grievous injured. Applicant and his associates allegedly attempted to commit murder of informant. Hence, this report.

4. Prosecution opposed to this application vide reply Exh. 05, contending therein that nature of offence is serious. There is an active involvement of the applicant in alleged crime. Accused is resident of out of State. Hence, there is every possibility to flee away from Court of justice if bail granted. Prosecution therefore, prayed for rejection of application.

5. Having heard both the sides at the length of considerable time, I have carefully gone through application and reply thereof. On perusal of record and proceeding it would show that the applicant appears to be arrested on 14/11/2024 and since then he is in jail. There no appears any recovery or discovery remains at the instance of applicant. Investigation of crime is completed and chargesheet is submitted. Now the matter is committed in this Court for trial. Main role appears to be played by co-accused Suraj. No criminal antecedents of the applicant appears except the instant one. Applicant undertakes to abide any condition impose by the Court. Chargesheet is submitted which certainly takes some considerable period for concluding trial. In such circumstances, it would not proper to keep detain the applicant behind bar for indefinite period.

6. Considering nature and gravity of the offence, and the fact that chargesheet is submitted, this Court is of the considered opinion that no prejudice would be caused to prosecution if the present application is considered certain conditions. Hence, the following order would meet the end

of justice.

ORDER

1. Application is allowed.
2. ***Applicant Mohammad Salman @ Salman Shaikh Abdulgani @ Usmangani Shaikh*** shall be released on bail on executing P. R. Bond in the sum of **Rs. 25,000/-** with surety in the like amount in connection with CR No. 620 of 2024, registered with Khed police station, for the offences punishable under sections 103(1) of Bharatiya Nyaya Sanhita, 2023.
3. The applicant shall not misuse liberty in any manner.
4. Applicant/accused shall not directly or indirectly make any inducement and/or influence and or pressurize or cause any threat or give any promise to anybody acquainted with the facts of accusations made against the applicant so as to dissuade such person from disclosing such facts to the court or to the investigating agency and shall not tamper in any manner whatsoever with the prosecution evidence whatsoever.
5. The applicant shall remain present on every date in Court failing which an appropriate order will be passed against him.
6. The applicant shall report to police station once a month probably on Third Monday of the every month till conclusion of trial.
7. In the event any of the condition herein being violated, the prosecution would be at liberty to seek for cancellation of bail.
8. The bail application Exh. 03 is disposed off accordingly.

Khed.
Date : 29/04/2025

(A. S. Sayyad)
Additional Sessions Judge,
Khed-Rajgurunagar, Pune.

CERTIFICATE

I affirm that the contents of the PDF file Judgment are same word for word as per original Judgment.

Name of Steno	A. S. Shivapurkar Stenographer Grade I
Name of Court	Shri. A. S. Sayyad District Judge 1 and Additional Sessions Judge, Khed-Rajgurunagar, Pune.
Date of Order	29/04/2025
Order signed by PO on	30/04/2025
Order uploaded on	02/05/2025