

Criminal Bail Application No.88/2026
Rajendra Vidhate & anr. Vs. State (Junnar P.S.)
CNR No. MHPU330002142026

ORDER BELOW EXH.5
(Passed on this 15th July, 2026)

1- The applicants are seeking interim protection in Crime no. 138/2026 registered with the Alephata police station for offence under Section 115(2), 118(1), 352, 351(2), 351(3) read with section 3(5) of Bharatiya Nyaya Sanhita (in short BNS) .

2- The facts of the prosecution case are as under:

The informant and applicant no. 2 are husband and wife. Applicant no. 1 is the brother-in-law of the informant. There are matrimonial disputes between the informant and applicant no. 2. On 08/05/2026, the informant took photographs of his wife with a third person. On account of said act of the informant, he was assaulted by the accused at his home on the same day at 6.00 p.m. The FIR was filed on 13/05/2026.

3- Heard Ld. Adv. Shri. S. D. Kokane for applicants and Ld. A.P.P. Perused the reply filed by the I.O.

4- The record shows that there is marital discord between the informant and applicant no. 2. The applicants were granted interim relief vide order dated 01/06/2026. In the said order it was specifically mentioned that as per the documents submitted by the applicant no. 1, who is a government servant, he was on duty on the date and time of incident. The police reply is absolutely silent on this aspect despite the observations made by this Court. The Ld. Advocate for applicant submitted that in accordance with the interim order, the applicants have already

attended the concerned police station and investigation against them appears to be completed. He further submitted that in the present case charge-sheet is already filed on 2nd July, 2026 bearing RCC No. 357/2026.

5- In view of the abovementioned facts, the investigation appears to be complete. There is delay of 5 days in filing the FIR. There is Cross-FIR by the applicant no. 2 against the informant. The injuries suffered by the applicant no. 2 are not explained by the prosecution. The FIR filed by the applicant no. 2 has been filed on 08/05/2026 which is prior in time to the present FIR. Therefore, filing of the subsequent FIR as an afterthought cannot be ruled out completely at this stage. The findings reflected herein are limited to the decision of this application.

6- In view of the above findings the interim order dated 01/06/2026 is required to be confirmed with the following order-

ORDER

- 1] The interim order dated 01/06/2026 is hereby confirmed.
 - 2] The applicants shall not leave Maharashtra without prior permission of the trial Court.
 - 3] Inform concerned police station accordingly.
- (Dictated and pronounced in open Court.)

Junnar, Pune
Dt. :15/07/2026


(S. B. Shelar)
Additional Sessions Judge, Junnar
Tal. Junnar, Dist. Pune.