

MHRG010001602024

**Session Case No.06/2024**

State Vs. Vishranti Koli &amp; Ors.

**ORDER BELOW EXH.8**

This is an application filed by accused No.1- Sau. Vishranti Mangesh Koli, No.2 – Rupesh Gajanan Koli, No.4 Sau. Mukta Jitesh Koli, No.6 - Prashant Ramesh Koli, No.7 – Digambar Pandurang Koli, No.14 - Rahul Rohidas Koli and No.16 – Vinayak Bama Koli in C.R. No.41/2020 registered with Mandva Sagari Police Station, under Sections 143, 147, 149, 269, 270, 271, 353, 427, 504, 506 and 188 of the Indian Penal Code, 1860, under Sections 37(1)(3)/135 of the Mumbai Police Act, under Section 51(b) of the Disaster Management Act, 2005, under Rule 11 of the Maharashtra COVID-19 Regulations, 2020 and under Sections 2, 3 and 4 of the Epidemic Diseases Act, 1897, for grant of bail.

2. The facts in brief are as follows -

That the complainant Jagannath Thakur is a Circle Officer of Mandal Saral. According to him, in the month of July 2020, there was spread of Covid-19 and the directions were issued to use mask, use sanitizer, to remain at home etc. Further the directions were issued to Covid-19 positive patients to remain in isolation at their respective homes. As the Covid patients were increasing day by day in village Bodani, the Government Employees and Officers visited the village on 22.07.2020 at

11.30 a.m.. They gave instructions to the villagers as to how to tackle the situation, what precaution should be taken, to refer Covid-19 positive patients to isolation center etc. At that time, the applicants deterred the public servants from discharging their duty and prevented the public servants to carry Covid-19 tests and shift patients. The applicants caused damage to barricades and the water tankers. Hence, the complaint came to be lodged.

3. The applicant/accused have contended that they are innocent. They have already been granted anticipatory bail. It is further contended that charge-sheet has been filed. Investigation is over. It is prayed that the accused be granted bail on any terms and conditions, by this Court.

4. Learned APP filed her say and opposed the application.

5. Heard both sides.

6. Perused the charge-sheet. It is seen that by order dated 12.01.2024, my Learned Predecessor had granted anticipatory bail to the accused. Since then they are on anticipatory bail. The investigation is over. Charge-sheet has been filed. I am of the considered view that bail can be granted to the applicants, subject to imposing certain conditions. Hence following order is passed:-

### **ORDER**

1. Application is allowed.

2. Applicant/accused No.1- Sau. Vishranti Mangesh Koli, No.2 – Rupesh Gajanan Koli, No.4 Sau. Mukta Jitesh Koli, No.6 -

Prashant Ramesh Koli, No.7 – Digambar Pandurang Koli, No.14 - Rahul Rohidas Koli and No.16 – Vinayak Bama Koli be released on bail on executing P.B. of Rs.15,000/- each with one surety in the like amount, in CR No.41/2020 registered against them with Mandava Sagari Police Station under Sections 143, 147, 149, 269, 270, 271, 353, 427, 504, 506 and 188 of the Indian Penal Code, 1860, under Sections 37(1)(3)/135 of the Mumbai Police Act, under Section 51(b) of the Disaster Management Act, 2005, under Rule 11 of the Maharashtra COVID-19 Regulations, 2020 and under Sections 2, 3 and 4 of the Epidemic Diseases Act, 1897.

3. They shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case or tamper with the prosecution evidence, in any way.
4. They are directed to furnish their permanent address and phone numbers.
5. They are directed to attend the Court dates regularly.
6. Inform the concerned Police Station.

Alibag.  
Dtd.22.10.2024

Dr. (Smt.) Srishty Neelkanth  
Addl. Sessions Judge, Raigad-Alibag.