

MHRG010009822025



**Spl. (NDPS) Case No. 42/2025**

State of Maharashtra  
through PSO Murud Police Station  
V/s.  
Anil Bandu Patil

**:: ORDER BELOW EXH. 125 ::**  
**[ Passed on 26/02/2026 ]**

1. The applicant / accused No. 07 Anil Bandu Patil has filed this bail application at Exh. 125 in Spl. (NDPS) Case No. 42/2025, u/sec. 483 of Bharatiya Nagarik Suraksha Sanhita, 2023. The prosecution has filed its say at Exh. 126.
2. Heard advocate Shri. Tak for the applicant / accused No. 07 and learned APP. Smt. Dhumal for the State.
3. Learned advocate Shri. Tak submits that applicant / accused is attributed the same role as that of co-accused No. 8 Sunil Shelar, who is ordered to be released on bail on 09/10/2025 vide order below Exh. 30. By applying the parity, the applicant / accused be released on bail on such terms and conditions as this Court may deem fit.
4. The learned APP on instructions from I.O. who is present before the Court agrees that present accused is attributed the same role as that of accused No. 08 Sunil Shelar.

However, she submits that the applicant / accused No. 07 is resident of Kalyan, he will not make himself available for trial. Therefore, bail application be rejected.

5. As per the prosecution's case, accused No. 02 and 03 sold two packets of ½ Kg. each of Charas to accused No. 07 and accused No. 08 Sunil Shelar and that the applicant / accused No. 07 made payment of Rs. 25,000/- by Google Pay to the mother of accused No. 02 Ashish Dige.

6. I am satisfied that the role of the present applicant / accused is same as that of accused No. 08 who is released on bail vide order dated 09/10/2025. No contraband is recovered from the present applicant / accused. Applicant / accused cannot be said to be in possession of commercial quantity only on the basis of contraband Charas of commercial quantity was found with the co-accused. Sec. 37 of NDPS Act will not be attracted as there is no material on record to infer that applicant/accused has hatch conspiracy to commit the offence. That being so, at this stage, it is difficult to infer that applicant / accused is involved in an offence of commercial quantity. As such, parameters laid down u/sec. 37 of NDPS Act will be of hardly any consequence while considering the prayer for grant of bail of the applicant/accused herein. The court is not informed about any criminal antecedents of the applicant / accused, which would disentitle the applicant / accused from bail. Hence I am impel to exercise discretion in favour of the applicant / accused. Hence the following order.

**:: ORDER ::**

1. Bail application at Exh. 125 in Spl.(NDPS) Case No. 42/2025 is hereby allowed.
2. Applicant/accused no. 07 Anil Bandu Patil, be released on bail on executing PR bond of Rs. 25,000/- with one or two sureties of like amount.
3. Applicant/Accused shall not in any way indulge in any criminal activities and he shall not influence the witnesses or otherwise interfere with the fair trial.
4. Applicant/Accused shall furnish the self attested documents showing his residential address and Adhar Card, Pan Card if any and furnish his mobile numbers.
5. Applicant/Accused shall not leave India without permission of the Court.
6. Applicant/Accused shall attend the Court on each and every date.
7. If Applicant/Accused violates any of the bail conditions, ld. P. P. will be at liberty to move the application for cancellation of bail.

Place: Alibag  
Date: 26.02.2026.

sd/-  
( R. D. Sawant )  
Sessions Judge, Raigad-Alibag.