

ORDER PASSED BELOW EXH. 21

The present application filed by the accused **Juber Ajim Vasta**, u/s.483 of Bhartiya Nagarik Suraksha Sanhita, 2023 for regular bail in present case for offence punishable U/s.353, 341, 323, 504 of the IPC.

2. The accused was absent since 2022, hence, NBW was issued against him. The accused was arrested under execution of NBW and produced before the Court. Earlier the accused was released on bail in the present offence. Ld. advocate Mr. S. R. Kamble for accused filed an application for his release on bail. He submitted that the accused is only earning member in his family, so also his financial condition is very bad. He has no source of income and for earning his live-hood he went to other State. Hence, he could not communicate with his advocate, so also not able to present before Court for hearing of the case. The advocate for accused further submitted that, if accused is released on bail accused will abide all the terms and conditions which would be imposed by this Court. Hence, prayed for grant of application.

3. Ld. APP Mr. Tendulkar filed his say overleaf of application and strongly opposed grant of bail. He submitted that, charge against the accused was framed on 28.07.2022, since then accused is absent, NBW is issued on 15.03.2024. Due to absence of accused trial is delayed. If he is release on bail, he will again abscond and delayed the trial. Hence, prayed for rejection of application.

4. Heard both the side, perused application and say.

5. The offence is not punishable with death or imprisonment for life. The reason for absent given by accused appears to be probable. The bail is rule and jail is exception. Pre-trial detention of accused is not warranted. The apprehension of prosecution can be address by imposing stringent conditions. The object of bail is to secure presence of accused. The accused is ready to furnish bail and also ready to abide conditions of the bail. Thus, I inclined to exercise discretion to grant bail to the accused. Hence, I proceed to pass following order.

ORDER

- 1) The application(Exh.21) is allowed.
- 2) Accused **Juber Ajim Vasta** be released on bail in the present case on execution of personal bond of Rs.15,000/-(Rupees Fifteen Thousand Only) with one surety in like amount on following conditions :
 - a) The accused shall regularly attend the Court unless exempted and co-operate in conclusion of the trial.
 - b) The accused shall submit his detail address with his mobile number and addresses of two blood relative with their contact numbers.
 - c) Breach of conditions entail cancellation of bail.

Sd/-

Mangaon.

(M. K. Patil)

Date:05.01.2026.

Addl. Session Judge, Mangaon.