

: ORDER BELOW EXH.1 IN CRI. MISC. APPLICATION NO.
74/2026 :
(CNR No. MHRG15-000302-2026)
(Passed on 10.06.2026)

1) The present application has been filed by the accused no.3 **Mahendra Narayan Patil** under section 483 of B.N.S.S., 2023 for regular bail in connection with C.R.No.02 of 2026 of Pali Police Station for offences punishable under sections 318(4), 336(1), (2), (3) and 338 of B.N.S., 2023.

Prosecution case in brief is as under :

2) Accused by conspiring together transferred land of informant and witnesses situated at village Ambole, Tal. Sudhagad, Dist. Raigad by executing registered sale-deed on 31.03.2023 by impersonating identity of informant and also executing false Cash Memo and thereby given effect into 7/12 extract of land, further accused did not give consideration amount to informant and had issued only cheque to informant. Accused thereby cheated informant and witnesses. Hence, present offence came to be registered against him.

3) Ld. Advocate Shri. V. U. Ghayal on behalf of accused submitted that, this accused is in custody since 20.02.2026. His previous bail application was rejected by this Court on 04.03.2026. The present bail application is second bail application filed after completion of investigation and filing of

charge-sheet. Further other accused were released on bail and also on anticipatory bail by the Hon'ble Bombay High Court, is also one of the change in circumstance for filing present bail application. It is further submitted that the offence is registered by order of Ld. J.M.F.C. Pali passed under section 175 of B.N.S.S. After filing of charge-sheet bail of this accused has been rejected by Ld. J.M.F.C. Pali. The offence is triable by Ld. J.M.F.C. Role attributed to this accused is similar to the accused released on bail. Hence ground of parity is applicable. The dispute is civil dispute. There is no criminal antecedents against accused and he is local resident. He is ready to abide conditions of bail. Hence, prayed for grant of bail.

4) Investigation officer filed say (Exh.4) through Ld. A.P.P. Shri. Tendulkar. Ld. A.P.P. Shri. Mhatre argued for prosecution. It is submitted that this accused has signed Cash Memo and given it to accused no.1. This accused has received consideration amount from purchaser though he had not given consideration amount to informant. This accused is in contact with accused no.2 and 4. In case if he is released on bail, there is chances of fleeing away from justice and also chances of tampering prosecution evidence and witnesses. Hence, prayed for rejection of application.

5) Heard both the sides, perused application, say and charge-sheet.

6) In the present Crime Hon'ble Bombay High Court granted regular bail to accused Naresh Chandrakant Birajdar in Criminal Bail Application No.1694/2026 on the ground that matter is settled out of Court between informant and accused. Further informant has given no objection to release accused on bail. Further, in the present crime anticipatory bail granted to accused Siddharam Channappa Tellungai and Sohail Sopan Tamboli in Anticipatory Bail Application No.1274/2026 by Hon'ble Bombay High Court, who stood witnesses to the said Conveyance-Deed.

7) The Consent Terms executed between wife of co-accused Naresh Birajdar and informant pointed out agreement between them to pay consideration amount to the informant. Further it appears that informant has given consent for grant of bail to co-accused Naresh Birajdar. From aforesaid record, it appears that present matter is settled out of Court between informant and beneficiary of Sale-deed.

8) Accused is in custody since 20.02.2026, investigation has been completed and charge-sheet has been filed. Considering current status of matter there is no need for further incarceration of accused till conclusion of trial. Further the object of bail is to secure presence of accused and also to look into tampering of prosecution evidence. The said issue can be addressed by imposing appropriate conditions. There is no criminal antecedents against accused. Further he is local resident and

willing to abide by the conditions of bail. Hence, this Court inclined to exercise discretion of grant of bail to the accused. Hence, I proceed to pass following order.

: O R D E R :

- 1) The application is allowed.
- 2) Accused **Mahendra Narayan Patil** be released on bail in the present case on execution of personal bond of Rs.25,000/- (Rs. Twenty Five Thousands Only) with one surety of like amount.
- 3) Bail before Ld. Trial Court.
- 4) The accused shall regularly attend the Court on all the dates unless exempted and shall co-operate in conclusion of the trial.
- 5) The accused shall not directly or indirectly contact informant or witnesses to make any inducement, threat or promise to prosecution evidence and witnesses.
- 6) The accused shall furnish his contact number, residential address to the Court and shall keep updated in case there is any change
- 7) The accused shall not leave Country without prior

permission of this Court.

- 8) Breach of any condition entail cancellation of bail.
- 9) Send soft copy of the bail order by e-mail to the prisoner/accused through the Jail Superintendent on the same day or next working day.
- 10) The Jail Superintendent directed to enter the date of grant of bail in the e-prison software immediately upon receipt.

Mangaon.
Date: 10.06.2026.

Sd/-
(M. K. Patil)
Additional Sessions Judge,
Mangaon, Dist. Raigad.