

: ORDER BELOW EXH.28 IN SESSIONS CASE NO.59/2022 :
(CNR No. MHRG15-000588-2022)
(Passed on 23.09.2025)

1) This is an application seeking a regular bail, made by accused **Rupesh Bhagwan Shinde**, concerning the offence punishable under sections 304, 325, 504 of the Indian Penal Code, 1860 (for short, "I.P.C."), in Crime No.91/2022 (Sessions Case No.59/2022, charge framed under section 302 of the I.P.C.) registered with Roha police station.

2) It is contended that the accused had been granted a bail by this Court on 27.06.2023. However, as the accused did not appear before the Court, he came to be arrested and produced before the Court on 17.08.2024. His second bail application came to be rejected. It is submitted that the trial is delayed. The accused is a permanent resident of Sangde, Post-Dhamansai, Tal. Roha, Dist. Raigad. He is ready to abide by all the conditions. It is submitted to allow the application.

3) The Ld. A.P.P. for the State, opposed the application by filing say (Exh.29). It is contended that that looking to the gravity of the offence and that the accused remained absent before the Court, he is not entitled to be released on bail. On releasing him on bail, he is likely to pressurize the witnesses. There are eye-witnesses in the matter. Hence, the application may be rejected.

4) Heard both sides and perused the record.

5) Ld. Advocate Mr. S. M. Dighe for accused, and the Ld. A.P.P Mr. J. D. Mhatre for the State, iterated the contentions made in the application and say, respectively.

6) It is seen that the accused has been granted bail by order passed on 27.06.2023. However, as the accused did not appear constantly, Non-Bailable Warrant came to be issued and served. Thereafter, his bail application came to be rejected observing that the accused has jumped earlier bail.

7) It is seen that the accused has been in the custody after his re-arrest from 07.01.2025. He must have learnt a lesson that to remain absent before the Court is not a simple matter. An incarceration for more than 6 months must have taught the accused him a lesson. His further detention does not appear must at this stage. The accused had been granted bail. One more opportunity can be granted to him to be punctual before the Court. Hence, the following order:-

: ORDER :

- 1) The application is allowed.
- 2) Applicant-accused **Rupesh Bhagwan Shinde**, concerning the offence punishable under sections 304, 325, 504 of the I.P.C., in Crime No.91/2022 (Sessions Case No.59/2022, charge framed under section 302 of the I.P.C.) registered with Roha police station, be released on Personal Bond of Rs.50,000/-

(Rs. Fifty thousand only), with a surety or sureties in the like amount, on the following conditions:-

- (a) He shall not directly or indirectly make any inducement, threat or promise to any of the witnesses and shall not tamper the prosecution evidence.
- (b) He shall appear before Court punctually and to cooperate the prosecution.
- (c) He shall furnish his detail address, contact number, names and addresses of two relatives with their phone numbers, as per availability.
- (d) He shall not commit any offence.
- (e) He shall not leave India without permission of this Court.

Mangaon.
Date: 23.09.2025.

(S. T. Bhalerao)
Additional Sessions Judge,
Mangaon, Dist. Raigad.