

MHRG170007722024



SPECIAL CASE NO.44/2024

**The State of Maharashtra
Vs.
Nitin Vitthal Raul & Ors.**

CNR NO. MHRG170007722024

ORDER BELOW EXH.24

1. By this application, applicants Tejbahaddur Kamlaprasad Singh and Suman Tejbahaddur Singh have prayed for grant of interim bail under Section 483 of the BNSS in connection with Crime No.486/2024 registered with Kalamboli Police Station for the offences punishable under Section 498A, 324, 504, 506(2) of the Indian Penal Code and under Section 3(1)(r)(s) and 3(2)(va) of The Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989.
2. Learned advocate Mr. Sachin Patel for the applicants has submitted that during investigation the applicants were not arrested by the Investigating Officer. According to him, during investigation the applicants have co-operated to the Investigation Agency and that there are no allegations about misuse of liberty by the applicants. According to him, since on the application for regular bail, this Court has passed an order calling upon say of the Investigating Officer and the victim, it would take time and in the

meanwhile the applicants would be required to go to the prison. Thus, it is prayed for grant of bail.

3. Learned SPP Mr. A. S. Thakur has submitted that the offence alleged against the applicants is serious in nature and therefore it is necessary to call the say of victim and Investigating Officer and thereafter the prosecution would file detail reply. Thus it is prayed for rejection of the application.
4. Upon perusal of the record it is found that during investigation the applicants were not arrested. It is not the case that due to the non co-operation by the applicants, the investigation was hampered. On the contrary the record reveal that after submission of the report under Section 193 of the BNSS, the applicants have appeared before the Court. In this background, I have no hesitation to exercise discretion in favour of the applicants and to grant interim bail till the application for bail is finally decided. Hence, I proceed to pass following order.

:: ORDER ::

- 1) The application is allowed till the application for bail is finally decided.
- 2) The applicants namely **Tejbahaddur Kamlaprasad Singh and Suman Tejbahaddur Singh**, in Crime No.486/2024 registered with Kalamboli Police Station for the offences punishable under Section 498A, 324, 504, 506(2) of the Indian Penal Code and under Section 3(1)(r)(s) and 3(2)

(va) of The Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989, are ordered to be released on interim bail on their executing P. B. and S. B. of Rs.15,000/- each in the like amount.

- 3) The applicants shall not involve in similar type of activities in future. If it is found that the applicants are involved in similar activities or that they are arrested for commission of such offence, the bail granted in favour of the applicants shall be liable to be cancelled.
- 4) Applicants shall not directly or indirectly pressurize the informant and prosecution witnesses.
- 5) Applicants shall submit a list of at least 3 blood/nearest relatives with their detail residential addresses and also the addresses of their place of work, if any and documentary proof of showing the correctness of the details produced by them.
- 6) Applicants and the surety as a condition for grant of bail must necessarily inform the police authorities as well as this Court change of their residential address, while applicants on bail.
- 7) Applicants shall submit copies of at least two documents amongst the Passport, PAN Card, Aadhar Card, Ration Card, Electricity bill or Voter Identity Card issued by the Election Commission of India.
- 8) After submission of these two documents the concerned Police Station shall conduct physical verification of the residential address so as to confirm the address appearing on these documents and place before the Court a certificate to that effect under the signature of the S.H.O.

- 9) Applicants shall not misuse discretion which has been used by this court in their favour.
- 10) Inform to concern Police Station and the applicants through Superintendent of prison.

(Dictated and Pronounced in open Court.)

Place : Panvel.

Date : 29/10/2025

**(Dinesh E. Kothalikar)
Special Judge (SC & ST),
Panvel, Dist. Raigad.**