

MHRT010003182026



BEFORE THE SESSIONS COURT, RATNAGIRI

(Presided over by V. Y. Jadhav, Sessions Judge, Ratnagiri)

CRIMINAL BAIL APPLICATION NO. 51 OF 2026.

Rajendra Gopal Kalambate

Age 52 years, Occupation – Business,
R/o. House No. 422B, Karvanchiwadi,
Pomendi Budruk, Tal. Dist. Ratnagiri.

Applicant.

Versus

State of Maharashtra,

Through, Inspector of Police,
Ratnagiri City Police Station,
Crime No. 176/2026.

Opponent.

Order Below Exh. 01

(Dictated and delivered in open Court on 11.06.2026)

1. This application has filed by applicant/accused Rajendra Gopal Kalambate under Section 483 of B.N.S.S. for grant of regular bail in Crime No. 176/2026 of Ratnagiri city police station; for the offences punishable under Sections 123, 223, 274, 275 of B.N.S. and under Section 26(2), 27(3)(e), 59(3), 26(2)(4), 30(2)(a), 59 of the Prevention of Food Adulteration Act.

2. Perused the application and say. Heard respective counsels.

3. Ld. Counsel for the applicant submitted that there are allegations against the accused that the contraband articles like Gutakha and Panmasala were found in his pan stall. However, after getting PCR for three days the Investigating Officer himself sought MCR of the accused vide report dated 04.06.2026. Therefore, there is no need of custodial interrogation of the applicant. Even otherwise all the sections except section 123 of the BNS are bailable and application of said section 123 is doubtful. Thus, seizure of articles has already completed. In these circumstances, the applicant may be enlarged on bail on appropriate condition.

4. On the other hand Ld. PP Shri. A. A. Fansekar submitted that the contraband articles like Gutakha and Panmasala worth Rs. 13,567/- have been seized from the accused. It is huge quantity. Moreover, the investigation is still in progress. The applicant has not disclosed the name of supplier from whom he had received the articles. There is possibility of repetition of similar offence. So also possibility of tampering with the evidence. Hence, the application may be rejected.

5. In the present case no doubt there is prima-facie material against the applicant. However, at the same time it appears that the Investigating Officer has sought judicial custody of the accused on 04.06.2026 itself. The seizure of articles has already done. Therefore, now there appears no need of custodial interrogation of the applicant. In such circumstances, no purpose of prosecution is going to be served by keeping the applicant behind the bars any further.

6. It has also rightly submitted by the applicant that the purpose of bail is to secure the presence of the accused for the trial. On this point the Ld. Counsel for the applicant has relied upon decision in the of ***Sanjay Chandra Vs. CBI, reported in 2011 DGLS(SC)935***. Considering the observations therein and considering that rather rejecting the application for bail would amount to punishing the applicant/accused before conclusion of trial. It is necessary to enlarge the applicant on appropriate terms.

7. Considering the quantity of contraband articles the stringent conditions can be imposed on the applicant. Hence in my view, the applicant can be enlarged on bail on appropriate conditions. Hence, I pass following order.

ORDER

1. The application is hereby allowed.
2. Applicant- Rajendra Gopal Kalambate be enlarged on P.R. bond of Rs.1,00,000/- (Rupees One Lakh Only) with one or two solvent sureties in the like amount, in connection with Crime No. 176/2026 of Ratnagiri city police station; for the offences punishable under Sections 123, 223, 274, 275 of B.N.S. and under Section 26(2), 27(3)(e), 59(3), 26(2)(4), 30(2)(a), 59 of the Prevention of Food Adulteration Act on following conditions.
 - a) He shall remain present in concern police station on every Monday and Thursday in between 11.00 a.m. to 02.00 p.m. till filing of charge-sheet and co-operate the Investigating officer in investigation.
 - b) He shall not tamper the prosecution evidence.
 - c) He shall not commit any other or further offence.
 - d) He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any police officer.
 - e) He shall remain present on each and every date before the court for facing trial.
 - f) He shall give documentary proof of his identification and permanent residence at the time of his furnishing surety.
 - g) He shall not leave India without previous permission of the Court.

3. Bail before the concerned Court.
4. Informed the concerned accordingly.

(V. Y. Jadhav)
Sessions Judge, Ratnagiri.

Date: 11.06.2026

I affirm that the contents of this P.D.F. file order are same, word to word, as per the original order.

Case Number		Cri. Bail Appln.No.51/2026
Name of Stenographer	:-	Sou. P. S. Lad
Name of Court	:-	Sessions Judge, Ratnagiri.
Date of Dictation	:-	11.06.2026
Order signed by the P.O. on	:-	11.06.2026
Order uploaded on	:-	11.06.2026