

MHRT040005292018



**The state of Maharashtra through Khed Police Prosecution
station**

Versus

Ramesh Dhondu Zore and others

Accused

Order below exh.133 in Sessions case No.19/2018

1. The subsequent application by accused No.2 Vilas Mahadev Zore to release him on executing bail bonds. It is submitted that the accused were arrested in the year 2018 by Khed police station in C.R. No.132/2018 u/s 302, 364, 363, 201 and 120-B of Indian Penal Code. As per the facts of case on 30-05-2018 at about 19.23 hours the complainant Babu Zore lodged complaint against unknown person of kidnapping his son Pravin. On the basis of the complaint offence was registered. It is alleged that the applicant/accused and other three accused committed murder of Pravin, son of complainant. The accused travelled from Ghatkopar to Diwan Khavati on 25-05-2018 and after reaching Diwan Khavati made phone call to Pravin. They asked him to come at Kalambacha Mal situated at village Khavati. When Pravin came there, they enjoyed beer. When Pravin was under influence of liquor, all the accused persons killed him.

2. However the accused is totally innocent. He has not

committed any offence. Therefore it is prayed to release the accused on executing bail bonds.

3. The Investigating officer and APP resisted the application by filing say at Exh.137. It is contended that the offence is of serious nature. The accused is resident of same village. He may pressurize witnesses if released. He may tamper with evidence. The accused had killed the son of informant by abducting him. The accused is presently residing at Ghatkopar. He may flee away from justice if released on executing bail bonds. It is prayed to reject the application.

4. Heard.

5. The learned advocate of accused submitted before bar that the allegations and involvement of accused No.1 are serious in this crime. In spite of that the Hon'ble High Court has considered delay in conducting the trial and enlarged him on bail. The accused No.3 and 4 are also released on bail. Therefore the applicant/accused is entitled for bail on the ground of parity. The accused is of young age and due to delay in trial he is incarcerated and if on completion of trial prosecution will not be able to prove charge against the accused then it would be irreparable loss to the accused.

6. Per contra learned APP submitted that the offence is of

serious nature. As the witnesses are related to both informant and the accused they are not coming before the Court due to fear of the accused. There may of possibility of threatening the witnesses by the accused. The accused shall not be released as the matter is part heard.

7. According to me in grave offences like murder the benefit of bail should be granted only in rare and exceptional circumstances. Admittedly since the accused are arrested more than seven years time has been passed. The prosecution has examined three witnesses i.e. PW 1 Babu Pandurang Zore was examined on 22-11-2023. PW2 Sunil Sadanand Khatu was examined on 24-11-2023. Evidence of PW 3 Jagdish Shinde is also completed. The prosecution is taking step to examine further witnesses. However one of the accused i.e. accused No.1 has been released by the Hon'ble High Court on the ground of delayed trial. The applicant/accused before the Court is praying to release him on executing bail bonds on same ground. Therefore considering these circumstances as exceptional one on the ground of parity the applicant/accused is entitled to be released on executing bail bonds. However according to me for that purpose certain stringent conditions shall be complied by the accused. Therefore I pass following order.

Order

1. Application is allowed.
2. The applicant Vilas Mahadev Zore be released on P.R.and

S.B. of Rs.25,000/- (Rs. Twenty five thousand only) with one surety in the like amount.

3. The applicant shall not commit similar offence of which he is accused.

4. The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with facts.

5. The applicant to give his mobile number and permanent address to the Investigating officer and also to give mobile number and permanent addresses of his two relatives to the Investigating officer.

6. The applicant/accused shall attend the Court as and when the date is fixed for hearing unless exempted.

7. The applicant/accused shall not stay in Khed Taluka till completion of trial and allowed to enter in Khed city only on date of hearing.

8. Inform concerned accordingly.

Date-13/10/2025

(P.S.Chandgude)

Addl.Sessions Judge,
Khed.

Certificate

I affirm that the contents of this pdf file order are same word as per original order.
Name of Stenographer : Mrs.V.S.Kulkarni
Court Name : Additional Sessions Judge, Khed.
Date of Decision : 13-10-2025
Order Signed by P.O. on : 13-10-2025
Order Digitally Signed by P.O. on : 13-10-2025
Order uploaded on : 13-10-2025