

CNR MHSI01-000308-2026



IN THE COURT OF ADDITIONAL SESSIONS JUDGE,
SINDHUDURG-OROS

(Presided over by V. S. Deshmukh, Additional Sessions Judge, Sindhudurg- Oros.)

Cri. Bail Appln. No. 58/2026

Prakash Dattaram Parab

Age 67 years, Occu. Agriculture,

R/o. Hiwale, Khalachi Parabwadi,

Tal. Malvan, Dist. Sindhudurg.

....Applicant.

Versus

State of Maharashtra.

....Opponent.

[A] CASE DETAILS:-

• FIR Number & Date	10/2026 dated 06/03/2026
• Police Station, District and State	Achara Police Station, Tal. Malvan, Dist. Sindhudurg, State- Maharashtra
• Sections invoked	Sections 288 of the Bharatiya Nyaya Sanhita, 2023 and Sections 4 and 5 of the Explosive Substances Act, 1908
• Maximum punishment prescribed	Up to Life Imprisonment.

[B] CUSTODY & PROCEDURAL COMPLIANCE:-

• Date of Arrest	06/03/2026
• Total period of custody undergone	20 Days

[C] STATUS OF TRIAL:-

• Stage of proceedings (Investigation/ Charge-sheet / Cognizance /Framing of Charges/ Trial)	Investigation
• Total number of witnesses cited in the charge-sheet	Nil
• Number of prosecution witnesses examined.	Nil

[D] CRIMINAL ANTECEDENTS:-

• FIR No. & Police Station	N/A.
• Sections	N/A.
• Status (Pending / Acquitted Convicted)	N/A.

[E] PREVIOUS BAIL APPLICATIONS :-

• Court	N/A.
• Case No.	N/A.
• Outcome of case	N/A.

[F] COERCIVE PROCESSES:-

• Whether any Non-Bailable Warrant was issued.	No.
• Whether declared a proclaimed offender.	No.

ORDER BELOW EXH.1

1. The applicant has filed this application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in C. R. No.

10/2026 registered with Achara Police Station in connection with the offences punishable under Section 288 of the Bharatiya Nyaya Sanhita, 2023 and Sections 4 and 5 of the Explosive Substances Act, 1908.

2. Notice was issued to the respondent. Ld A.P.P. and Investigating Officer have filed their say at Exhs.5 and 6 respectively.

3. Heard Learned Adv. Shri. U. B. Kulkarni for applicant /accused and learned A. P. P. Shri. R. V. Desai for the respondent.

4. It is argued on behalf of applicant that he is implicated in false case. Applicant is 67 years old. Applicant does not have criminal antecedents. He is poor agriculturist and his family is dependent on him. Applicant has no concern with the said offence. Applicant/accused is suffering from high blood pressure and he does not go out of the house in dark. If he is released on bail, he would abide by the conditions imposed by the Court. Hence, prayed that application be allowed.

5. Learned A. P. P. Shri. Desai has argued that the offence is serious. The investigation is in progress. There is possibility of tampering with witnesses. Applicant would create hurdle in investigation on releasing him on bail. Hence prayed to reject the application.

6. Perused the application and say filed on behalf of prosecution. While considering an application for bail the Court has to exercise discretion in judicious manner and in accordance with the settled principle of law having regard to the crime alleged to have been committed on one hand and ensuring purity of trial of the case on the other. While considering the bail application the Court has to take into account the possibility of absconding of the accused, possibility of tampering with the witnesses and the gravity of offence. If the accused succeeds in passing the tripod test, the accused is entitled to bail.

7. Though charges levelled against the applicant/accused are of serious nature, the applicant/accused is in custody since 09.03.2026. The investigation is almost completed. The applicant/accused is 67 years old person. He does not have criminal antecedents. The applicant is permanent resident of Sindhudurg district and therefore considering his permanent residence and age, there is no possibility of his absconding. The prosecution has expressed apprehension of connection of applicant/accused with Anti-national Organization. But there is no material placed on record to show his connection with the terrorist activities. Hence the apprehension appears to be baseless. Considering the age of the applicant/accused and the fact that investigation is on the

verge of completion it is improper and unjust to detain the applicant/accused for indefinite period. Hence I pass following order. -

ORDER

1. Application is allowed.
2. The applicant/accused Prakash Dattaram Parab is released on bail in C.R.No.10/2026 registered with Achara Police Station in connection with the offences punishable under Section 288 of the Bharatiya Nyaya Sanhita, 2023 and Sections 4 and 5 of the Explosive Substances Act, 1908, on PR bond of **Rs.50,000 /- (Rupees Fifty Thousand Only)** with one surety in like amount, subject to following conditions :-
 - (a) The applicant/accused shall attend Achara Police Station on every Monday in between 11.00 a.m. to 02.00p.m. till filing of the charge-sheet.
 - (b) The applicant/ accused shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case and tamper with the prosecution evidence.
 - (c) The applicant/accused shall not commit any other offence.
 - (d) The applicant/accused shall furnish address proof, contact number of himself and his two relatives and in the event of change of address applicant is duty bound to inform the Investigating Officer.
3. Bail before the Ld. Judicial Magistrate, First Class, Malvan.
4. Copy of order be sent to Achara Police Station.

(Dictated and Pronounced in Open Court)

SINDHUDURG-OROS.
DATE – 01.04.2026

(V. S. DESHMUKH)
ADDITIONAL SESSIONS JUDGE,
SINDHUDURG- OROS.