

IN THE COURT OF ADDL. SESSIONS JUDGE, SOLAPUR
(Presided over by Suraj V. Kendre)



Criminal Bail Application No.142/2026
Prathamesh Nagesh Kumbhar Vs. State
(CNR No. MHSO010004732026)

Order Passed Below Exh.1

1. This application is filed by **Prathamesh Nagesh Kumbhar** for anticipatory bail under section 482 of B.N.S.S. in Crime No. 682 of 2025 Akkalkot North police station for the offences punishable under sections 3(1)(r), 3(1)(s), 3(2)(va) of The Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act and under section 115(2), 333, 352, 351(3), 3(5) of Bharatiya Nyaya Sanhita.

2. As per the contents of application and oral argument it is the case of the applicant that, he is innocent and has not committed any crime as alleged in the F.I.R. There is no prima face evidence against him. Investigation is practically completed. He is student. Nothing is to be recovered from him. He will not tamper or hamper with the prosecution evidence. Therefore, he may be released on bail.

3. The informant and learned A.P.P. have filed their say and opposed the application. In their say they have reproduced contents of F.I.R. As per the oral argument and contents of say

it is their case that, nature of offence is serious. Applicant is absconding. Investigation is in progress. Custodial interrogation of the applicant is necessary. If the applicant is released on bail, then he will pressurize the witnesses, tamper with the evidence, abscond and will not cooperate with the investigation. Therefore, application may be rejected.

4. Heard both sides at length. Perused report. Prima facie it appears from the report that, on 17/08/2025 dispute of informant with Nagesh Kumbhar and his son Prathamesh Kumbhar took place. In that dispute they have assaulted the son of informant by iron rod. However, due to the quarreling nature of Nagesh Kumbhar and bedridden wife of the informant because of paralysis, he has not lodged report. On 07/10/2025 wife of Nagesh has filed report against the son of informant that, he has outraged her modesty. On 09/10/2025 at 06:30 p.m. the applicant alongwith his father Nagesh, mother Seema and Tarabai came in the house of informant. The applicant and Nagesh have dragged the informant and his son out of house and beaten them, whereas Seema has dragged wife of informant out of house. Seema and Tarabai have assaulted her. They have threatened the informant and his family members. Due to fear he has not lodged report.

5. It is necessary to point out that, the alleged incident took place on 09/10/2025 and report is lodged on 04/12/2025 belatedly i.e., after more than two months and no satisfactory

explanation is given. On that count alone the report becomes doubtful. Besides, possibility can not be ruled out that, to give counterblast to the report lodged by Nagesh Kumbhar and Seema Kumbhar dated 07/10/2025 this report is lodged by the informant belatedly.

6. It is not the case of the informant that, the applicant has intentionally abused the informant and his family members on caste in public place. Hence, there is no prima facie case against the applicant. In such circumstances, if application is allowed, then there is no possibility of tampering with the evidence, pressurizing the witnesses and absconding of the applicant. Hence, application deserves to be allowed. Resultantly, following order is passed.

ORDER

1. Anticipatory bail application is allowed.
2. In the event of arrest of **Prathamesh Nagesh Kumbhar**, he be released on executing P.B. and S.B. of Rs. 15,000/- (Rupees Fifteen Thousand only) in Crime No. 682/2025 Akkalkot North police station for the offences punishable under section 3(1)(r), 3(1)(s), 3(2)(va) of The Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act and under section 115(2), 333, 352, 351(3), 3(5) of Bharatiya Nyaya Sanhita on following conditions :-
 - (i) The applicant shall not pressurize,

threaten or influence the witnesses.

(ii) The applicant shall not commit any offence in future.

(Dictated and pronounced in open court).

(Suraj V. Kendre)
Additional Sessions Judge,
Solapur.

Date : 01/04/2026

CERTIFICATE

I affirm that the contents of this PDF file Judgment are same word to word as per the original Judgment/Order.

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| (a) | Name of the Stenographer | : Kore Mahesh Arjun, Stenographer (Grade-I) |
| (b) | Court | : Adhoc District Judge-1 Solapur. |
| (c) | Date of Judgment | : 01/04/2026 |
| (d) | Order signed by the
Presiding Officer on | : 01/04/2026 |
| (e) | Order uploaded on | : 02/04/2026 |