

IN THE COURT OF ADDL. SESSIONS JUDGE, PANDHARPUR
Order Below Exh. 1 in Criminal Bail Application No. 374/2026

Ambadas Mahadev Kadam. ... Applicant/accused

Vs.

The State of Maharashtra ... Respondent/State
(Through Police Station Officer
Karkamb Police Station
vide C.R. No. 160/2026)

Appearance

Mr. S. T. Sardar, Ld. Advocate for the applicant / accused
Mr. S. S. Dulange, Ld. APP for the Respondent / State

(ORAL ORDER)

(Dictated and pronounced in the open Court)

01. This is an application filed by applicant/accused for grant of regular bail u/s 483 of BNSS, for releasing him in connection of crime No. 160/2026 registered at Karkamb P. S. for the offence punishable under section 108, 351(2), 352, 3(5) BNS.

02. The applicant/accused submitted that, he has not committed crime. He is falsely implicated in the crime. Prima facie there is no evidence against applicant/accused. The applicant is permanent resident of village Umbare, Tal. Pandhapur. The FIR is false and fabricated one. Nothing is remained to be recovered from applicant/accused. Investigation is practically completed. He is ready to

abide all the terms and conditions imposed by the Court. He is ready to furnish surety before the Court. Hence, applicant/accused prayed for grant of regular bail in connection of crime No. 160/2026 registered at Karkamb police station.

03. The Ld. APP submitted say at Exh. 5 and resisted the application on the ground that offence is serious in nature and it is punishable for imprisonment of ten years. Investigation is in progress. The accused threatened and abused to the deceased and as result of which the father of informant committed suicide on 23.05.2026 by hanging to one Jambul tree. The applicant/accused and Juvenile in conflict with law abetted deceased to commit suicide. During investigation spot and seizure panchnamas are drawn. Statements of witnesses recorded. During investigation it is revealed that, applicant/accused and juvenile conflict in law instigated deceased to commit suicide. If bail is granted to applicant/accused, then he will threaten to the witnesses. He will also cause obstruction in the course of investigation. The accused may tamper prosecution witnesses. Lastly Ld. APP prayed for rejection of application.

04. The I.O. filed say at Exh.6 and resisted application on the ground that, offence is serious in nature. Investigation is in progress. The accused may tamper prosecution witnesses if released on bail. There is possibility of repetition of crime if bail is granted to applicant. Lastly the I.O. prayed for rejection of application.

05. Heard Ld. Advocate Shri. Sardar for applicant/accused and Ld. APP Shri. Dulange for state, at length.

06. Perused contents of application and say filed by Ld. APP I.O. The applicant/accused prayed for grant of regular bail. I.O. and Ld. APP objected this application. I have gone through the FIR. As per FIR incident occurred on 23.05.2026 and FIR is lodged on 26.05.2026. There is delay of three days in lodging the report, which is not explained. In FIR the allegations levelled against applicant/accused are that, he along with Juvenile in conflict with law subjected physical and mental cruelty to the deceased. The accused persons also threatened and abused to the accused. The accused persons instigated deceased to commit suicide and hence, deceased committed suicide by hanging.

07. In FIR, there are allegations that informant and his brother made inquiry with their parents and parents disclosed that, at about 9.00 p.m when they were present in their house, at that time applicant/accused and his son Yash entered in their house and they said to the deceased that he has constructed the said house and he should vacate the said house and he should return the amount which was taken by him. Only these words were used by the applicant/accused. It does not reveal that, the present applicant/accused instigated the deceased to commit suicide.

08. In present case, the report Ld. APP shows that, during

course of investigation spot panchnama and seizure panchnamas are drawn. The statements of witnesses are recorded. The I.O. also collected the cause of death certificate. The inquest panchnama was also drawn. Practically investigation of this crime has been completed and only formality of filing charge sheet has been remained. Since investigation is practically completed, regular bail can be granted to the applicant/accused.

09. In present case, applicant/accused is in custody from 26.05.2026. He cannot be kept in custody from indefinite period. No purpose will be served keeping him behind bar. It will take time to commence the hearing of case. He has no any criminal antecedent. It is settled law that, bail is rule and jail is an exception. Hence, bail can be granted to the applicant/accused. The applicant is ready to abide all the terms and conditions imposed by the Court. Therefore, by imposing conditions he can be granted regular bail.

10. Considering the nature of offence and role played by the accused in the crime, I am of the view that, the accused/applicant is entitled for regular bail. Hence, applications needs to be allowed. Thus I pass following order.

ORDER

1 Criminal Bail Application No. 374/2026 is allowed.

- 2 Applicant/accused namely Ambadas Mahadev Kadam, resident of Umbare (Page), Tal. Pandharpur, Dist. Solapur is ordered to be released on regular bail on furnishing P. B. of Rs. 25,000/- with one surety of like amount, in connection with C.R.No. 160/2026 registered with Karkamb police station for the offence punishable under Sec. 108, 351(2), 352, 3(5) BNS, on following conditions :-
 - a) Applicant/accused and his sureties shall provide his residential addresses, mobile number and email address, if any to investigation officer. Applicant/accused shall intimate any such change in address or telephone number and Email ID forthwith.
 - b) Applicant/accused shall not, directly; or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the accusation against them so as to dissuade them from disclosing such facts to the Court or to any police officer.
 - c) Applicant/accused shall not leave India without the previous permission of this Court.
 - d) Applicant/accused shall not tamper with the prosecution witnesses and evidence in any manner.
3. Breach of any conditions by applicant/accused shall result in cancellation of regular bail.
4. Bail Application No. 374 of 2026 is disposed off accordingly.
5. Bail be furnished before Ld. J.M.F.C. Pandharpur.

(A. S. Salgar)

Date : 23.06.2026.

Additional Sessions Judge, Pandharpur

CERTIFICATE

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

01. Name of the Stenographer - Santosh Vilas Ghongade.
02. Name of the Court - Court of Dist. Judge 03,
Pandhapur.
03. Order/judgment signed by P.O. - 23.06.2026.
on
04. Order /Judgment uploaded on - 23.06.2026.