

MHSO050012002023



**ORDER BELOW EXH.60 IN MCOC Special Case
No.01/2023**

(State of Maharashtra Through P.I. Taluka police station, Pandharpur Vs. Pratik Prakshale and others)

1 Present application is filed under section 483 of Bhartiya Nagarik Suraksha Sanhita, 2023 (B.N.S.S.) for regular bail. The applicant are arrested in Crime No.28/2023 registered by Pandharpur Taluka Police Station, Pandharpur. After investigation, charge-sheet is filed and present case is registered.

2 Learned advocate for the applicant submitted that the allegations made against this applicant that this applicant with some other accused beat the informant Umesh Khade by knife and other accused beat him by fists and kicks. Actually, the allegations are made against the applicant is totally false. Already four accused were released on bail. When bail application of accused Ravindra Gurav was decided by Hon'ble Bombay High Court on 22.08.2024, it was observed that the story of the prosecution is doubtful. This applicant is unnecessarily remained in jail. No evidence is present against this applicant. No doubt that some other criminal cases are pending against this applicant but merely on said ground the application is not liable to be dismissed. Hence, the application may be allowed.

3 Learned APP submitted that this applicant is habitual criminal. So many cases are pending against this applicants. If this applicant is released on bail, he would not remain present for trial and he may repeat the offence hence, the application may be dismissed.

4 On perusal of record, it finds that already this applicant filed an application for bail. Said application was dismissed by this Court (Shri. D. N. Surwase, Special Judge, MCOC Pandharpur) on 24.12.2024. It

means before deciding the application by this Court, other accused were already released on bail. Also perused the criminal bail application No.1324/2024, decided on 22.08.2024 by Hon'ble Bombay High Court it finds that the Hon'ble Bombay High Court held that doubt create about the prosecution story as no mentioned about the use of weapon. But those observations were regarding accused Nikhil Rajurkar. On perusal of FIR, it finds that there are clear allegations are made against the applicant that he used knife to assault the informant. Already this Court (Shri. D. N. Surwase, Special Judge, MCOC Pandharpur) held that sufficient evidence is present against the applicant and rejected the application. It shows that there is no change in circumstances to file the fresh bail application. The record shows that as and when the case is fixed for charge and this Court is about to frame charge, the applicant and other accused are used to file applications for bail. Hence, the application is not entitled to be allowed. Hence, following order.

ORDER

Bail application is dismissed.

(O. R. Deshmukh)

Date :27.01.2026

Additional Sessions Judge, Pandharpur

CERTIFICATE

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

- a) Name of the Stenographer : S. A. B. Shaikh, Steno Grade - I
- b) Court : Add. Sessions Judge, Pandharpur
- c) Date of Order : 27.01.2026
- d) Order signed by the : 27.01.2026
Presiding Officer on
- e) Order uploaded on : 28.01.2026