

MHST010003962026 	<u>ORDER BELOW EXH. 1 IN</u> <u>CRI. BAIL APPLN. NO.65/2026</u>
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Aryan Chandrakant Bansode. ... **Applicant**
Vs.
State of Maharashtra ... **Opponent**

1. This pre-arrest bail application in connection with C.R. No. 465/2024 registered with Satara City Police Station for the offence punishable under section 324, 323 r/w 34 of the Indian Penal Code.

2. The prosecution story in short is that, the informant was proceeding towards his house. At that time, the accused Shourya Mane, Aryan Bansode and one unknown arrived on scooty. They, without saying anything, started assaulting the informant. Out of them, gave blow of steel rod on his face due to which he felt unconscious. Thereafter, the accused assaulted him by fist and kick blows. Prior to that, a scuffle took place between the informant with accused Shourya Mane which was later on settled amongst them. Thus, the report.

3. The ld. Adv. for the accused submitted that, the co-accused Swapnil Kale has been granted regular bail. The FIR is delayed and no explanation has been furnished. The role assigned to unknown person of assaulting by iron rod. The accused has been not assigned any aggravated role. The accused

is college boy. There is no question of recovery or discovery at the instance of accused and thus prayed for grant of pre-arrest bail.

4. Per contra, the ld. APP and the I.O by filing say (Exh.06) opposed the application.

5. As per the prosecution, the accused arrived on scooty and started assaulting the informant. One of the accused assaulted by giving blow of iron rod on the face of informant. The learned APP and I.O made available the injury certificate dt.04.06.2024. As per the same, the informant had sustained displaced and commuted fracture injury of frontal bone along with other contusions. The same indicates that in the assault, the informant sustained grievous injury i.e. fracture.

6. The incident took place on 19.05.2024 whereas the report lodged on 21.05.2024. On perusal of the report, it is apparent that the informant, while in hospital lodged the report. As per the report, due to assault on face, he felt unconscious and during treatment, he lodged the report. Thus, it cannot be said that there is delay in lodging the report. As per the prosecution version, the accused persons assaulted the informant and thus, the investigation is must. The grant of bail to co-accused is concerned, the parity is not applicable to present applicant as the co-accused was arrested and later on granted bail whereas, the accused is seeking pre-arrest bail. The accused is claiming to

be studying in college however, that cannot be a ground for grant of pre-arrest bail. Here it is pertinent to note that the incident occurred on 19.05.2024 and till date, the accused managed to escape the arrest and the same indicates that the accused is not law abiding person. Therefore, considering the gravity of offence, in my considered view, this is not a fit case for grant of pre-arrest bail. Thus, following order:-

ORDER

Application is rejected.

Date :- 18.03.2026.

(A.M. Shete)
Additional Sessions Judge,
Satara