

MHST010010362026



IN THE COURT OF ADDITIONAL SESSIONS JUDGE, SATARA
Criminal Bail Application No.246 of 2026

Balwant Dagdu Salunkhe & Ors. ..Applicant

V/s.

State of Maharashtra ..Respondent

Mr. S. S. Duduskar, Advocate for applicants.
Ms. G. M. Lakade, Addl.PP for the
respondent

Coram: Mr. S. R. Tamboli,
The Addl. Sessions Judge, Satara,

:: ORDER BELOW EXH.1 ::

1. In the instant application, applicant has prayed for anticipatory bail as per Section 482 of the B.N.S.S.
2. In short, the case of the prosecution, as per the FIR, is that on 14/04/2026 at about 11:30 a.m., Suhas Salunkhe, the informant, had gone to the rough road near his house in order to collect firewood. At that time, Prafull Salunkhe came there. He is the cousin of the informant and told him not to remove the firewood. His cousin Meher also came there and advised the informant to file a complaint. At that time, accused Prafull got enraged and took a big stick. He shouted, abused the informant, and assaulted him. He gave a blow with the stick on the informant's head and caused grievous injury. He also assaulted him on his hands and legs and caused serious injuries. When

Meher attempted to separate the quarrel, the accused assaulted him with a stick. Thereafter, Prafull, Balwant Salunkhe, Pooja Salunkhe, Manda Salunkhe, and one unknown person rushed towards them and assaulted them with sticks. At that time, Sachin and Sushma came there. All the accused assaulted them with sticks and abused them. The accused also assaulted Santosh Salunkhe and Vaibhav Salunkhe.

3. In the backdrop of these facts, Mr. T. S. Duduskar, learned counsel for the applicants, submitted that there was a dispute between the informant and the applicants on account of the place of firewood. In the backdrop of the said enmity, the informant has exaggerated the incident. The informant sustained only simple injuries. There is no prima facie case for the offence under Section 118(2) of the B.N.S. The main allegations against the co-accused Prafull Salunkhe. He has been arrested and released on bail. Nothing has to be recovered from the applicants. Applicants have co-operated in the investigation as per the ad-interim anticipatory bail granted to the applicants.

4. Per contra, Ms. G. M. Lakade, learned Additional P.P. for the State, submitted that already criminal cases were filed against the applicants in connection with the land dispute. There is possibility of the repeatation of the offence. Offence is serious. The investigation is at primary stage. I.O. has to investigate about the unknown persons. Hence, she prayed to dismiss the application.

5. The FIR prima-facie shows that the main allegations

are against the co-accused Prafull Salunkhe about the assault by the stick. The common and general allegations have been made against the applicants about the assault by stick. The report of the police shows that stick is already seized. There are land dispute. In regard to the same incident the co-accused Prafulla has filed the FIR bearing C.R.No.81/2026 against the informant and his family members. In the backdrop of the dispute, the exaggeration of the incident to increase the gravity of the offence cannot be ruled out. It is not the case of the prosecution that applicants did not co-operate in the investigation. The criminal antecedents is not sole criteria for denial of the bail. There is no justification for arrest of applicants. Applicants are having permanent residence. Hence, it is less likely that they will abscond. The care of the tampering of the evidence can be addressed by putting stringent conditions. Hence, I am inclined to grant the bail. In the result, I pass following order.

ORDER

1. The application is allowed.
2. In the event of arrest, the applicant No. 1 Balwant Dagdu Salunkhe, No.2 Manda Balwant Salunkhe, No.3 Pooja Prafull Salunkhe, shall be released on bail in connection with Wathar Police Station C.R. No.82/2026, on furnishing a P.R. bond and one or more sureties in the sum of Rs.50,000/-each, subject to the following conditions:
 - (a) The applicants shall not directly or indirectly pressurize the witnesses and shall not tamper with the prosecution evidence.
 - (b) The applicants shall attend the concerned Police Station as and when called by the Investigating Officer.

(c) The applicants and their sureties shall furnish their addresses and mobile numbers and shall not change their residence without prior intimation to the Investigating Officer.

3. Issue intimation to the concerned Police Station.

Date- 18/06/2026

(S.R.Tamboli)
2nd Addl. Sessions Judge, Satara