

Order below Exh. 8 Bail Application in RCC No. 326/2026.

State of Maharashtra Through ---- Prosecution.
Karad City Police Station
Vs.

Vaibhav Nandkishor Khese ---- Accused.

The present application has been filed by the accused, viz., Vaibhav Nandkishor Khese, seeking release on bail. The Learned Assistant Public Prosecutor's (Ld. APP) say was called for and considered. The arguments advanced by both the Ld.d A.P.P. Shri. K.A. Koli for the prosecution and Ld. Adv. Shri. A.B. Deshmukh for the accused were heard.

2. The accused has contended that, he has been falsely implicated in the present case. The investigation is complete, and no recovery of a mobile phone has been made by the Investigating Officer (I.O.). There is no proof of any conversation between the accused and the informant. The accused was earlier released on bail as per the order of the Hon'ble High Court. However, the informant has once again implicated the accused in Special Session Case No. 03/2024 by conspiring with another informant. The accused has no other bail application pending before any court and expresses readiness to abide by all terms and conditions the court may impose if released on bail.

3. The Learned A.P.P. submitted that, the offence with which the accused is charged is serious in nature, non-bailable, and exclusively triable by the Court of Session. The Learned APP argued that if the

accused is released on bail, he is likely to tamper with evidence and threaten the informant and witnesses. Further, there is a strong possibility that the accused will evade attending the court if granted bail. Therefore, the Learned APP prays for rejection of the bail application.

4. The offence is registered under Section 232(1) of the Bhartiya Nyaya Sanhita, 2023, which relates to the offence of threatening a person to give false evidence. This section is cognizable and non-bailable, and the case is triable by the court by which the offence of giving false evidence is triable. Section 232(1) prescribes punishment for threatening injury to person, reputation, or property to induce someone to give false evidence. Given the gravity of such an offence, the legislature has provided stringent provisions to ensure the trial is conducted without interference. The accused has been charge-sheeted in Crime Registration No. 1210/2023 for serious offences under Sections 376, 376(2)(n), and 406 of the Indian Penal Code, alongside provisions of the Protection of Children from Sexual Offences (POCSO) Act, 2012. These offences reinforce the severity of the case and the necessity to maintain strict controls on the accused during trial.

5. Upon perusal of the records, a prima facie case is established against the accused. It indicates that the accused violated the conditions imposed by the Hon'ble High Court when he was earlier granted bail. The record also clearly points to conscious involvement in the offence. Considering the seriousness and sensitive nature of the offences, and the risk that the accused might tamper with evidence or intimidate witnesses if released on bail, it is not in the interest of justice

or the administration of law to grant bail at this stage. While bail is generally regarded as the rule and jail as the exception, the facts of the present case justify the exception. The Court must ensure that the accused's liberty does not jeopardize the integrity of the trial process or the safety of the complainant and witnesses.

ORDER

i)	The bail application filed by the accused viz. Vaibhav Nandkishor Khese is hereby rejected
ii)	A copy of this order shall be forwarded immediately through email to the Jail Authority for their information and necessary compliance.

Place :- Karad.
Date :- 09/06/2026.

(Smt. A.V. Mohite)
2nd Judicial Magistrate First Class, Karad.
Tal. Karad, Dist. Satara.