

**ORDER BELOW APPLICATION (Exh.25) IN**  
**SPECIAL (MPID) CASE NO. 23/2024**  
**CNR MHST190002162024-2024**  
**( The State of Maharashtra Vs. Somnath Ashok Jadhav &**  
**ors.)**  
**(Delivered on 04<sup>th</sup> September 2024)**

Through this application the applicant/accused is seeking to accept his bail bond and to release him in the present offence in view of Writ Petition (Stamp) No. 15728 of 2024 dated 26<sup>th</sup> August 2024.

02. The present applicant is accused in this offence. He came to be arrested on 31.01.2024. He then remanded to Police custody on 01.02.2024 and 05.02.2024. He then filed bail application before this Court and it came to be rejected on 22.05.2024 by learned Predecessor. The applicant then preferred Writ Petition before Hon'ble Bombay High Court challenged that his arrest was illegal and without following the mandate and guidelines issued by Hon'ble Apex Court. The Hon'ble Bombay High Court on 26.08.2024 has ordered that remand orders dated 01.02.2024 and 05.02.2024 by Special Court, MPID, Wai being unsustainable, are quashed and set aside. As a result of setting aside the order of arrest and remand orders, the petitioner is entitled to be released. Since the charge-sheet is filed against the petitioner, we direct to release the petitioner from custody on furnishing bail bond to the satisfaction of the Trial Court.

03. Perusal of record and proceeding shows that accused Nos. 2 and 3 have already been released on bail by learned Predecessor on 14.12.2023 and 24.04.2024, respectively on furnishing personal bond and surety bond of Rs. 1,00,000/- each with appropriate terms and conditions. In my view the present applicant is also deserves to be released on similar terms and conditions. Therefore, in view of order of Hon'ble High Court in above mentioned writ petition, I proceed to pass the following order :

### **ORDER**

01. The application is allowed.

02. The applicant accused **Somnath Ashok Jadhav** be released on furnishing personal bond in the sum of Rs.1,00,000/- (Rs. One Lakh), with two sureties in the like amount and furnishing bank guarantee or depositing the amount of Rs. 2,50,000/- in the Court, on following terms and conditions :

(a) The applicant shall make himself available for interrogation by Police Officer, as and when required.

(b) The applicant shall not directly or indirectly make any inducement, threat or promise to the first informant and any person, acquainted with the facts of the case, so as to dissuade them from disclosing such facts to the Court.

(c) The applicant shall produce proof of his identity and permanent as well as temporary, if any, address.

(d) The applicant shall not leave jurisdiction of the Court without prior permission of the Court.

(e) The applicant shall not indulge in any criminal activity.

(f) If breach of any of the above conditions is committed, the order of bail would be cancelled.

**Satara**  
**Date : 04.09.2024**

**(D.L.Nikam)**  
**Additional Sessions Judge, Wai.**