

MHST190002762026



**IN THE COURT OF ADDITIONAL SESSIONS JUDGE, WAI
Criminal Bail Application No. 82 of 2026**

Sachin Nana Shelke.

..Applicant

V/s.

State of Maharashtra

..Respondent

Mr. H. B. Dhaigude, Advocate for applicants.

Mr. A. R. Kulkarni, A.P.P. for the State.

**Coram: Mr. S. R. Tamboli,
I/c The Addl. Sessions Judge, Wai,**

:: ORDER BELOW EXH. 1 ::

1. In the instant application, the applicant has prayed for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

2. In short, the case of the prosecution, as per the FIR, is that Sunanda Dilip Jadhav, the informant, lodged the FIR stating that on 10/01/2026 she had taken tiffin for her son. While proceeding towards Thombre Mala, she came to know that her son was consuming liquor along with his friends. Hence, she went to the country liquor shop of Bhandari. She found that her son, Suraj, was consuming liquor along with Bhagwan Shelke, Sampat Shelke,

Suryakant Shelke, Sachin Shelke, and Pravin Shelke. A dispute arose between them, and they started abusing Suraj. At that time, Sampat Shelke threatened to kill him. The accused assaulted him with fist and kick blows. Sampat also gave a blow of a PVC pipe on his back, leg, and head. Suraj fell down, and the accused continued assaulting him with fist and kick blows. When the informant tried to intervene, they drove her out. She then handed over the tiffin to Suraj and sent him home at Thombre Mala. On 11/01/2026, Suraj left the house but did not return till evening. Hence, she started searching for him. On 12/01/2026 at about 06:00 a.m., Shahaji Jadhav informed her neighbour Bablu Mane that Suraj was lying unconscious near Lonand Railway Platform. She went there and took him to the hospital. In her supplementary statement, she stated that she had told Suraj not to go to the liquor shop. However, he again went there with Rs. 100/-. She further stated that she came to know from Nilesh Kulkarni, the manager of the shop, that the accused assaulted Suraj with PVC pipe, iron pipe, sugarcane stick, and fist and kick blows. It is further stated that Sampat Shelke made Suraj fall on the ground and Bhagwan gave a blow of PVC pipe on his head, while Sampat assaulted him on the neck.

3. In the backdrop of these facts, Mr. H. B. Dhaigude, learned counsel for the applicant, submitted that the police have collected CCTV footage and a panchanama has been prepared. The CCTV footage shows that the applicant, Sachin Shelke, told the co-accused not to abuse Suraj and was trying to separate the quarrel along with Nilesh Kulkarni. The CCTV footage does not show any

involvement of the applicant in the alleged offence. There is no prima facie case against the applicant. The supplementary statement is based on the statement of Nilesh Kulkarni. The applicant has a permanent residence. Hence, he prayed to release the applicant on bail.

4. Per contra, Mr. A. R. Kulkarni, learned A.P.P. for the State, submitted that the offence alleged against the applicant is serious. The applicant is involved in the case, and there is a prima facie case against him. The applicant may tamper with the evidence. It is further submitted that the statement of Nilesh shows that while leaving the shop, the applicant and co-accused were beating Suraj. Hence, he prayed that the application be dismissed.

5. No doubt, the CCTV footage does not show that the applicant assaulted Suraj. However, the statement of Nilesh shows that while leaving the shop, the applicant and co-accused were assaulting Suraj. Therefore, it cannot be said at this stage that the applicant is not involved in the offence. At this stage, it is not necessary to meticulously examine the evidence on record. Nilesh is an eye witness and has categorically stated the role of the applicant. A prima facie case is made out. The offence is serious. Therefore, no case is made out for grant of bail.

ORDER

The application is dismissed.

Date- 05/06/2026

(S.R.Tamboli)
I/c. Addl. Sessions Judge,Wai.