



IN THE COURT OF ADDITIONAL SESSIONS JUDGE, WAI
Order below Exh. 4 in
CRIMINAL BAIL APPLICATION NO. 202 OF 2025

CNR - MHST190006052025

Rohan Sunil Gujar

Age 28 yrs., occu. Business
R/of Shirval Bajarpeth, Shirval
Tal Khandala, Dist.Satara.

... Applicant

..Versus ..

The State of Maharashtra,
through Police Station, Shirval

... Non-applicant

ORDER BELOW EXH. 4 (Temporary Bail Application)
(Passed on this 18.12.2025)

1] Present application (Exh.4) has been filed for grant of temporary bail for the period of 15 days for performing religious functions (तेरावा दिवस) relating to the death of his father, as there is no male member in the family of accused by name, Rohan Sunil Gujar.

2. It is prosecution case that accused has committed an offence punishable u/s 109, 3(5), 61(2) & 238 of Bhartiya Nyaya Sanhita, 2023 & Section 3 read with Section 25 of Arms Act vide **Crime No. 322/2025** registered with Police Station, **Shirval**.

3. He has been arrested on 17/09/2025 but, on 13/12/2025 father of accused has died. Except accused, there is no other male member in the family. Therefore, it is requested to allow Exh. 4 temporary bail

application.

4. Learned APP Shri Patil has strongly opposed Exh. 4 bail application and contended that if Exh. 4 bail application is allowed, then he will misuse the same. Offence is serious in nature. Investigation is in progress. Lastly, it is requested for rejecting Exh. 4 bail application.

5. I have heard both the parties. Learned counsel of applicant has relied on *Sandip Balwant Yadav Versus State of Maharashtra in Criminal Bail application No. 3707 of 2025, decided by Hon'ble Bombay High Court Circuit Bench at Kolhapur, on 10/12/2025* in support of his application. Learned counsel of applicant has produced copy of ration card which shows there were three family members i.e. applicant, his mother and father. Now father has died. In such circumstances it appears that applicant is only male member in his family. It appears that his father died. Therefore his presence is essential for performing the program of thirteen day relating to death of his father. There is no criminal antecedents against present applicant. He is local resident of Shirval Bajarpeth, Shirval, Tal Khandala, Dist.Satara, therefore there are least chances of his absconding.

06. In above discussed circumstances, if stringent conditions are imposed while granting temporary bail, then prosecution side may not be prejudiced. As such, according to me, temporary bail application needs to allowed. In the result following order is passed.

ORDER

- 1] **Application (Exh.4) for temporary bail is allowed till 29/12/2025.**
- 2] The applicant- **Rohan Sunil Gujar** be released on execution of P.R.

Bond of Rs.50,000/- (Rupees Fifty Thousand Only) with one or two sureties in like amount in connection with Crime No.322/2025 registered with Police Station, Shirval for the offences punishable under Sections 109, 3(5), 61(2) & 238 of Bhartiya Nyaya Sanhita, 2023 & Section 3 read with Section 25 of Arms Act, on following conditions;

- A] He shall not misuse the bail.
- B] He shall attend concerned Police Station, in the evening from 6.00 P.M. to 7.00 P.M. daily, till **29/12/2025**.
- C] He shall not contact prosecution witnesses and shall not influence them in any manner. He shall not tamper the prosecution evidence.
- 3] Applicant shall enter into jail on 29.12.2025 at 12.00 noon.**
- 4] Bail before learned Magistrate Court, Khandala.
- 5] Inform to the concerned Police Station.

Wai
Date: 18.12.2025

(R.N.Mehare)
Addl. Sessions Judge, Wai.