

BAIL ORDER BELOW EXH. 41
IN CRIME NO. 26/2025 (R. C. C. No. 393 of 2025)
PALGHAR POLICE STATION IN OFFENCE UNDER SECTION
318 (4), 316 (2), 3 (5), 336 (2), 336 (3), 340 (2), 338, 339, 340 (1)
OF B. N. S., 2023

01. The **accused No. 2 Swapnil Yashwant Patil** has filed by application seeking for bail in the office punishable under sections 318 (4), 316 (2), 3 (5), 336 (2), 336 (3), 340 (2), 338, 339, 340 (1) of B. N. S., 2023, registered with crime No. 26/2025, Palghar Police Station.

02. It is submitted by the accused that the offence is registered on 26.01.2025 and the chargesheet has filed on 31.05.2025. Accused No. 2 to release on bail on the ground that he is taken into magistrate custody on 13.03.2025 till date. Therefore no need to detain the accused behind the bar. Hence, they prayed for releasing them on bail.

03. I have called the say of A. P .P. The learned A. P. P. submitted that, accused have committed cognizable and non bailable offence. Prima-facie accused is involved in the said offence. Offence is serious. The accused is not local resident. There is possibility of absconding of the accused. If the accused release on bail he will tamper prosecution evidence and pressurize the informant and other witnesses. Hence, prayed for reject the application.

04. Heard learned advocate Shri. Prashant Gurav for the accused No. 2. It is submitted by the learned advocate that, the accused is only earning member in his family. He is ready to abide condition upon him. Hence, prayed for allow the application.

05. Accused is taken in M. C. R for offences punishable under Sections 318 (4), 316 (2), 3 (5), 336 (2), 336 (3), 340 (2), 338, 339, 340 (1) of B. N. S., 2023. Perused the remand reports and material on record. Final report is filed by investigating officer. Matter is for evidence of prosecution. However, it will take time decided the matter. Accused is behind the bar since from 13.03.2025. In

order to remove apprehension of absconding of accused, certain conditions can be imposed on him so also sufficient solvent surety can also be taken from him. As such, I find it proper to release the accused No. 2 on bail and hence, I pass the following order:-

ORDER

1. Application is allowed.
2. Accused No. **2 Swapnil Yashwant Patil** released on bail in connection with Crime No. 26/2025 (R.C.C.No. 393/2025) registered with Palghar Police Station on his executing P. R. bond of Rs.50,000/- with one solvent surety in the like amount and in addition furnishing cash security of Rs. 1,00,000/- on following conditions:-
 - a- That he shall not, in any way, tamper with prosecution evidence.
 - b- That he shall remain present and co-operate as and when directed by Investigating Officer for investigation in future in this crime and remain present before the court for each and every hearing.
 - c- Accused and surety shall furnish their contact number. As well as accused to furnish contact number of his at least three close relatives.
 - d- If accused seems to be involved in another case of same nature or any breach of above condition, his bail bond will be forfeited.

Date : 28.04.2026
Place : Palghar

(Sujata R. Bandal)
Judicial Magistrate First Class,
Palghar.