

Order Below Exh.32 in Sessions Case No.104/2022
(Passed on 27/05/2025)

Applicant: Manisha Anil Bendle

1. This application is filed by applicant/accused under Section 483 of BNSS for extension of bail period in connection with Crime No.739/2022 of Pulgaon Police Station for the offences punishable under Sections 302 and 201 of the Indian Penal Code on the ground of her ill health.
2. Heard learned Advocate Shri A.G. Wadtkar for applicant and learned Public Prosecutor Shri G.V. Takwale for the State.
3. Learned Advocate Shri Wadtkar submits that applicant has been suffering from various diseases, hence, this Hon'ble Court granted temporary bail on medical ground on 28/11/2024 by passing order below Exh.19 and said period is over today i.e. 27/05/2025. He further submits that applicant is still suffering for high blood pressure along with sharp chest pain, excessive bleeding in her menstrual cycle and her uterus being enlarged, for which surgery was advised by the Doctor. He further submits that Doctor advised her coronary angiography +/- revascularization and optimal medical management in AVBRH Hospital as she is diagnosed as angina possibly ischemic heart disease. He further submits that applicant has not misused liberty granted by this Hon'ble Court, when she was enlarge on temporary bail. He further

submits that considering the poor financial background of applicant, particularly her physical health, regular bail may be granted or in the alternative, bail period may kindly be extended for the further period of 6 months.

4. Learned Public Prosecutor Shri G.V. Takwale filed his say below Exh.33 and opposed the application. At the time of hearing, after perusal of medical documents of applicant, he fairly concedes that applicant is in need of medical treatment and for that purpose, bail period may kindly be extended for 40 to 45 days.

5. On perusal of medical documents of applicant, it appears that Doctor advised her for surgery and gynecic opinion. It appears that Doctor Akash Lohkare, Cardiologist, working at Aacharya Vinoba Bhave Rural Hospital, issued certificate dated 16/05/2025 that applicant is diagnosed as angina possibly ischemic heart disease and advised her coronary angiography +/- revascularization and optimal medical management in AVBRH Hospital.

6. On perusal of record, it appears that case of the prosecution is based on circumstantial evidence and trial is yet to be started. It appears that applicant is a household lady of 41 years old, there is no criminal antecedent against her. It further appears that applicant is having two sons and there is nobody in her family to look after them and hence, they were kept in one Orphanage and now, applicant is looking after them after releasing her on temporary bail.

7. Considering all the facts and circumstances and considering the fact that applicant is suffering from various elements, case is made out for extension of bail for the period of 3 months i.e. from 27/05/2025 to 26/08/2025. Therefore, I proceed to pass the following order.

Order

- 1) Application is partly allowed.
- 2) Bail period of applicant Manisha Anil Bendle in Crime No.739/2022 of Pulgaon Police Station, is extended for the period of 3 months i.e. from 27/05/2025 to 26/08/2025.
- 3) Applicant shall not pressurize the informant and witnesses, shall not tamper with the prosecution evidence and she shall not indulge herself in similar type of offence.
- 4) Inform the Superintendent of Jail, Wardha.

Date : 27/05/2025

(Sanjay J. Bharuka)
Sessions Judge, Wardha

CERTIFICATE

I affirm that the contents of this PDF file order are same word to word, as per the original order.

(Sau. Sonam U. Ingle)
Stenographer Grade-3