

In the Court of Additional Sessions Judge, Wardha.

Criminal Bail Application No.264/2026
(CNR: MHWR010011122026)

Kunal Jaypal Patil +1

.. Applicants

..V/s..

State of Maharashtra,
Through P.S.O., Sawangi (Meghe).

.. Non-applicant

Order below Exh.1

(Passed on 22th July, 2026)

Present application is filed u/s 482 for the offence punishable u/s 118(2), 296, 352, 3(5) of B.N.S. It is the case of the prosecution that on 24.06.2026, the applicant no.1 entered into the hotel of the informant alongwith three other persons and started playing cards. The informant i.e. owner of the hotel objected the act of applicant no.1 and therefore, he returned back with his friends. However, after sometime, he again came there and started abusing informant in filthy language. It is also alleged that the applicant no.1 also beat the informant with stone, on his hand. The informant went to the police station, but it is alleged that sister of the applicant no.1 i.e. applicant no.2 came there and abused the informant. Report was lodged in pursuance of which offence punishable u/s 118(2), 296, 352, 3(5) of B.N.S. came to be registered against the applicants. The informant was referred to the hospital and the investigation commenced. The applicants are before the Court for anticipatory bail.

2] According to the applicant no.1, he is 60% disabled and is falsely implicated. He is respectful citizen. The offence charged against them are not attracted. On all these averments, applicants are prayed for bail.

3] Applicant is opposed by the prosecution by filing say at Exh.7. It is contended that the applicant no.1 has abused the informant in filthy language and beat him in object by of stone. It is also contended that same offences are also pending against applicants, if they are released on bail, they may influence the witness.

4] Perused the application say for the respective counsel. From the bare perusal of FIR, it appears that only allegations against the applicants is that when the informant restrained him from playing cards applicant no.1 came there abused him and also assaulted him with stone, the case diary also shows that stone was already referred by the police. Even, it was referred to Medical Officer for query report. So far as, injury is concerned, it appears that only one abrasion and one blunt injury is sustained by the informant. The medical certificate does not show as to whether the injury was serious or not. Therefore, it appears that at the most the offence u/s 118(1) will be attracted which is punishable with three years.

5] The applicants have filed the copies of the FIR which shows that on the very day, the informant also assaulted applicant no.1 by means of rod and even the offence was registered against him u/s 118

(1) of B.N.S., although, there is allegations of assault by the iron rod.

6] Be that as it may, it appears that there is quarrel between the applicant no.1 and the informant and reports were lodged against each other. In the present case, the investigation is almost completed nothing is to be recovered from the applicant no.1. The medical certificate filed by applicant no.1 show that he is suffering from physical disability to the extent of 50%. As regards applicant no.2, there is no allegations of the assault but only abusing. Therefore, considering the entire circumstances coupled with the fact that custody of the applicants is not required for investigation they are entitled for anticipatory bail. Hence, the order :

Order

- 1) The application (Exh.1) is allowed.
- 2) In the event of arrest, the applicants **1) Kunal Jaypal Patil 2) Pallavi Jaypal Patil** shall be released on anticipatory bail on executing a personal bond of ₹25,000/- (Rupees Twenty-Five Thousand only) each with one solvent surety of the like amount in Crime No.502/2026, registered with Police Station, Sawangi Meghe, for the offence punishable under Sections 118(2), 296, 352, 3(5) of the Bharatiya Nyaya Sanhita, 2023.
- 3) The applicants shall attend Police Station, Sawangi Meghe, every Monday and Thursday between 10:00 a.m. and 01:00 p.m. and shall cooperate with the Investigating Officer during investigation and thereafter as and when required.
- 4) The applicants shall not threaten, influence, or pressurize the prosecution witnesses in any manner.

- 5) The applicants shall cooperate with the Investigating Officer during the course of investigation.
- 6) The applicants shall deposit their passport, if any, with the Investigating Officer and shall not leave India without prior permission of this Court.
- 7) In case of breach of any of the above conditions, the prosecution shall be at liberty to move for cancellation of bail.
- 8) Case diary be returned to the Investigating Officer.
- 9) Inform the concerned Police Station accordingly.

Date: 22/07/2026

(S.A.S.M. Ali)
Additional Sessions Judge,
(Court No.2), Wardha.

CERTIFICATE

I affirm that the contents of this P.D.F. file are the same word to word, as per the assigned order.

(Prashant L. Chaudhari)
Stenographer Gr.-III