

IN THE COURT OF ADDITIONAL SESSIONS JUDGE, WARDHA
(Presided over by S.A.S.M. Ali, Additional Session Judge, Wardha)

Sessions Case No. 79/2023
CNR No. MHWR010021012023

State of Maharashtra
Versus
Aniket Shankarrao Waghade and others.
.... **Applicant.**

ORDER BELOW EXH. 67
(Delivered on 02/08/2025)

The present application is filed below Exh. 67 in Sessions Trial No. 79/2025. The present bail application is filed by the applicant on the ground that, after filing of the charge sheet, the prosecution has examined the complainant and one other witness, and no incriminating evidence has been found against the applicant. Moreover, the deceased Akbar Ali in the case was a criminal record and he was habitually involved in the sale of liquor, was a habitual drunkard, and was also habit of gambling. It is also contended that, during the course of investigation, it has transpired that the applicant has been falsely implicated in the present crime. On all these averments, the applicant prays for grant of bail.

2] The application is opposed by the learned APP by filing a say at Exhibit 69. According to the prosecution, the offence leveled against the applicant is serious in nature, and her earlier bail application were already rejected. Therefore, she is not entitled to be released on bail.

3] Perused the bail application heard the respective counsel. It is necessary to mention that, considering the huge evidence against the applicant, her earlier bail applications on merits were already been

rejected.

4] Now, coming to the merits of the case, the applicant contends that two witnesses were examined by the prosecution and that nothing incriminating has been brought on record against the present applicant. After going through the record, it appears that the prosecution has examined four witnesses, including the complainant, who is the wife of the deceased. She has specifically named the present applicant during her evidence. Therefore, it cannot be said that there is nothing incriminating found against the applicant. The prosecution is going to examine some more witnesses, and therefore, it would be too premature to say that there is no evidence available against the applicant. The applicant is facing serious charges of having committed the murder of the complainant's husband in conspiracy with the other co-accused. It is not a case that the applicant is languishing in jail since long period. Moreover the trial already commenced. The charge has been framed on 09/01/2025 and already four witnesses have been examined. Considering the entire circumstances, I am not inclined to grant bail to the applicant. Hence, the following order is passed.

ORDER

[i] The bail application below Exh. 67 is rejected.

Date : 02/08/2025

(S.A.S.M. Ali)
Additional Session Judge,
Wardha.

CERTIFICATE

Dictated on : 02.08.2025
Transcribed on : 02.08.2025
Checked & signed on : 05.08.2025
Uploaded on : 06.08.2025

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

Sd/-
(P. U. Kawde)
Stenographer