

IN THE COURT OF ADDITIONAL SESSIONS JUDGE, WASHIM
(Presided over by M. S. Sahastrabudhe)



Spl. Atrocity Case NO. 16/2026

State vs. Satish

CNR No. MHWS010002532026

ORDER BELOW EXHIBIT NO. 3
(Passed on 08th day of July 2026)

1. The present application is filed by the applicant under Section 483 of B.N.S.S.
2. The present application is filed by applicant seeking bail. It is his contention that he is not involved in the crime and no active role was played by him. Due to rivalry in the village he is implicated in false case. The mother of the applicant is bedridden and his entire family is dependent on him. If at all bail is not granted to him then he will suffer severe hardship.
3. The present application is opposed by APP and I. O. by filing say below Exh.10. It is their contention that offences levelled against the accused are of serious nature. However, as he has co-operated in the investigation, notice under Section 35(3) of BNSS was issued to him and he was not arrested.
4. The victim has opposed application by filing say below Exh.11 and 13. It is their contention that accused has goon tendency and he time and again threatening the victim and her parents and there is possibility that he might cause harm to the victim and his family. It is further their contention that as the offences under Atrocity Act are levelled against the accused, there is a bar under Section 18 of the said Act for granting bail to the accused. The victim is mentally

challenged. Hence, application of the accused needs to be rejected.

5. Heard Ld. APP and Ld. Advocate for the accused. They have argued in accordance with their contention in the application and say. On perusal of say of I.O. so also on perusal of record it appears that accused was not arrested during the investigation as he has cooperated the I.O. Notice under Section 35(3) of BNSS was given to the accused. Considering the conduct of accused I.O. did not feel necessary to arrest him during investigation. Now the investigation is complete and charge-sheet is filed. It is contention of the accused that his mother is bedridden and he is only earning member in the family. Thus, arresting accused at this stage would cause unnecessary hardship to him. The accused is already released on anticipatory bail by my Ld. Predecessor.

6. As far as the contention of the victim that there is a bar under Section 18 of the Atrocity Act is concerned, it needs to be appreciated that present application is filed by the accused under Section 483 of BNSS after filing of the charge-sheet and he is not praying for anticipatory bail. Hence, bar under Section 18 would not be applicable. The apprehension of the informant that accused might pressurize them or tamper with prosecution evidence can be taken care of by imposing certain conditions. Hence, I pass following order.

ORDER

1. Application for bail is allowed.
2. The order passed below Exh.3 by this Court on 26/02/2026 is hereby confirmed.
3. Interim bail granted to the accused Satish Mohan Ade of being released on PB and SB of Rs.15,000/-(Rupees Fifteen

thousand only) with surety in the like amount, in Crime No.542/2025 for offences punishable under Section 74 of BNS & Sections 3(1)(w)(i), 3(1)(w)(ii) & 3(2)(va) of SC & ST [Prevention of Atrocities], Act registered with Police Station Malegaon is hereby confirmed on the following conditions:

- i) He shall attend police station Malegaon as and when called by the Investigating Officer.
 - ii) He shall not tamper with prosecution evidence and contact any witnesses either by himself or through anybody.
 - iii) He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or any police officer.
4. Inform concerned police station accordingly.

Place : Washim
Date : 08/07/2026

(M. S. Sahasrabudhe)
Additional Sessions Judge,
Washim.

CERTIFICATE

I affirm that the contents of this P.D.F. file Judgment/Order are same word to word, as per the original order :-

Name of the Stenographer : R.K.Pawar, Stenographer (Grade-1)

Court Name :- District Judge-3 & Additional Sessions
Judge, Washim.

Date :- 08/07/2026

Order signed by the
Presiding Officer on :- 08/07/2026

Order uploaded on :- 08/07/2026