

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

CRIMINAL BAIL APPLICATION No. 86/2026
CNR No. MHWS010003002026

Applicant : Rajesh Baliram Bawiskar
Aged about 54 Yrs, Occup. Service
r/o. Dongarkinhi,
Tq. Malegaon Dist. Washim.

- Vs.-

Non-applicant : State of Maharashtra,
Through Police Station Officer,
Malegaon, Tq.Malegaon, Dist. Washim.

Application under Section 483 of B.N.S.S., 2023 for regular bail.

ORDER BELOW EXHIBIT No. 1
(Passed on 20th day of March 2026)

The present application is filed by the applicant under Section 483 of B.N.S.S. in crime No.227/2026 of Malegaon Police Station registered for the offences punishable under Sections 7 and 7-A of the Prevention of Corruption Act, 1988.

2. In brief, it is the contention of the applicant that offence is registered against him on the basis of report given by the informant. It is the contention of the informant that his mother had expired at home and he was in need of her death certificate. For obtaining the same, he went to Gram panchayat office Dongarkinhi. The applicant was peon in the said office. The applicant had informed the informant that he will provide the death certificate to the informant, if he pays him Rs.2,500/- and without money the death certificate would be provided to him. The applicant further told the informant that there is no necessity for him to meet the Gram Sevak for obtaining the death

certificate. During verification of the complaint, it was found to be true and it was agreed between the parties that death certificate would be provided on payment of Rs.2,000/-. As such it was decided to arrange the trap. Accordingly the trap was conducted on 11/03/2026 in the presence of panchas at old bus stand Malegaon. Thereafter the applicant took the informant to Maratha Wine Bar and there at about 14.08 hours the applicant was caught red handed while accepting bribe of Rs.2000/- from the informant.

3. It is contention of the applicant that he is falsely implicated in the present case. The alleged demand and acceptance is totally false and fabricated. The entire trap proceeding is doubtful. The applicant is working as peon the Gram Panchayat and he has no authority to issue the death certificate. The investigation is complete and custodial interrogation of the applicant is not necessary. The applicant does not have any criminal antecedents and he is bread earner of his family. He is ready to abide by any conditions that would be imposed by the court. Hence, his application be allowed.

4. The said application is strongly opposed by the ld. APP and I.O. by filing say below Exh.5. It is their contention that applicant was caught red handed while accepting bribe from the informant. The house search of the applicant was carried out on 12/03/2026 and PCR of the accused was sought. However, as the accused was taken in MCR, application was filed before the Court for obtaining the voice sample of the informant and the applicant and on the basis of said application voice samples of the applicant and the informant were taken when the applicant was in Jail. Necessary documents are yet to be collected and statement of the accused and witnesses is yet to be recorded. If the applicant is released on bail there is possibility that he might

pressurize the prosecution witnesses. So also it needs to be investigated whether some other officers or employees are involved. Hence, the application needs to be rejected.

5. Heard ld. advocate for applicant and ld. APP at length. Perused the case diary. The ld. advocate for the applicant has argued in accordance with the contentions in the application, so also ld. APP has argued in accordance in the submissions with say.

6. Considering submissions of both the sides, so also for perusal of the record, it appears that the the trap carried out by the Anti Corruption Bureau was successful and the applicant was caught red handed while accepting bribe of Rs.2,000/- from the informant. The applicant was caught on 11/03/2026 and since then he is in custody. From the case diary it appears that the prosecution has recovered all the relevant material and nothing further is to be recovered from the possession of the applicant. The applicant does not have any criminal antecedents and considering the facts that nothing further had to be recovered from his possession, he needs to be released on bail. As far as the apprehension of the prosecution that the applicant might pressurise the prosecution witnesses or might tamper with the prosecution evidence is concerned, the same can be taken care of by imposing necessary conditions. Accordingly, in the interest of justice, I proceed to pass following order:-

ORDER

- i. The application is hereby allowed.
- ii. Applicant **Rajesh Baliram Bawiskar** in crime No.227/2026 registered with Malegaon police station for the offence punishable under Sections 7 and 7-A of the Prevention of Corruption Act, 1988, be released on bail on furnishing

personal bond of Rs.50,000/- (Rs. Fifty thousand only) with one solvent surety in the like amount.

- ii. The applicant is directed to attend Anti Corruption Bureau, Washim as and when directed by the I. O. and to co-operate in the investigation.
- iv. He is directed not to tamper with the prosecution evidence.
- v. He is directed not to contact or threaten or pressurize the informant or any other prosecution witnesses.
- vi. He is further directed not to change his address without prior permission of the Court.
- vii. He is further directed to furnish copy of Aadhaar Card, Ration Card or any document of address proof and cell number at the time of furnishing surety.
- Viii. Hamdast Allowed.

Place : Washim
Date : 20/03/2026.

(M. S. Sahastrabudhe)
Addl. Sessions Judge, Washim.

//5//

Crim. Bail. Appln. No.86/2026

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 | :- Nitin B. Khandare, Stenographer (Grade-1) |
| Court Name | :- District Judge-3 & Additional Sessions Judge, Washim |
| Date | :- 20/03/2026 |
| Order signed by the Presiding Officer on | :- 20/03/2026 |
| Order uploaded on | :- 20/03/2026 |