

IN THE COURT OF ADDITIONAL SESSIONS JUDGE, WASHIM.

Cri. B.A.No.89/2026

Namdeo x State

Order below Exh.1

(Passed on 18/03/2026)

This is an application preferred under Sec.483 of B.N.S.S. Act, 2023 for grant of regular bail in Crime No.221/2025 registered for the offence punishable under Sections 115(2), 351(3), 352 of BNS 2023 & Sections 3(1)(r)(s) of SC & ST [Prevention of Atrocities], Act, registered with Ansing Police Station.

2. It is prosecution case that the informant is resident of Dhanora, Dist. Washim. He belonged to SC Community. There is statue of Dr.Babasaheb Ambedkar and Lord Bhagwan Boudha in that village. Informant and his wife has social service used to clean those statue. Near those statue house of accused is situated. Its leaves are falling on statue therefore informant repeatedly requested accused to cut that tree. But accused raised quarrel. On 06/09/2025 at about 8.30 a.m. informant had gone clean statue and he noticed that leaves are fallen on the statue. Therefore, he took access and about to cut the tree branches. At that time, accused came outside and hurled caste abused to him and by nabbing his caller he caused him to come down from the tree. Accused beaten informant by fist and leg blows and thereafter other accused also hurled abuses and beaten the informant. Therefore, on the same day informant lodged FIR at about 19.17 hours on the basis of which present crime came to be registered. Accused is arrested on 11/03/2026 and since then he is in jail. Hence, present application for grant of regular bail.

3. Prosecution and informant Nitin have filed written objection for bail application. It is submission of informant that he will face danger to his life if accused will be released on bail.

4. It is argued by Ld.Advocate Shri.Malas for accused that anticipatory bail of other accused is granted by Hon'ble High Court and anticipatory bail of this accused was withdrawn. Age of accused is 68 years. He is local resident. There are no criminal antecedents. More than six months have been elapsed from the date of alleged offence. Police did not arrest accused till 11/03/2026. Custodial interrogation is not necessary. Hence, they are praying for allowing the application.

5. Per contra, it is argued by Ld.APP Shri.Kaloo that investigation is completed. If the accused will be released on bail he will again repeat the crime and cause danger to the life of informant.

6. Having heard the following points arise.

Sr. No.	Points	Findings
1	Whether the accused are entitled for regular bail ?	In the Affirmative.
2.	What order ?	As per final order.

REASONS

As to point no.1 :

7. Age of accused is 68 years. He is local resident. After rejection of anticipatory bail they went in appeal before the Hon'ble High Court where he withdrawn his appeal for anticipatory bail. The Hon'ble High Court has granted anticipatory bail to remaining accused persons. Accused no.1 withdrawn his Criminal Appeal No.483/2025 for anticipatory bail.

8. Considering the age of accused and considering the completion of investigation I am of the view that it is fit case to grant bail because hearing at the time of trial will take its own time and till then it is

not necessary to detain accused in prison for endless period. Fear of the complainant about danger to his life will be taken care of by imposing certain conditions. Hence, I record my findings affirmative and pass following order.

ORDER

- 1] Accused Namdeo Sitaram Wagh be released on bail on PB and SB of Rs.25,000/- in Crime No.221/2025 registered for the offence punishable under Sections 115(2), 351(3), 352 of BNS 2023 & Sections 3(1)(r)(s) of SC & ST [Prevention of Atrocities], Act registered with Ansing Police Station.
- 2] He shall not raise any quarrel or threat to complainant or his family member.
- 3] He shall not commit any kind of offence otherwise this bail order will stand automatically cancelled.

Date: 18/03/2026

(J. P. Zapate)
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 judgment/order.

Name of Stenographer :- R.K.Pawar, Stenographer (Grade-I)
Name of Court :- District Judge-1 and Additional Sessions Judge, Washim.
Date of Judgment/ Order :- 18/03/2026
Judgment/Order signed by :- 18/03/2026
the Presiding Officer on
Judgment/Order uploaded on :- 20/03/2026