

MHWS100017342025



-: ORDER ON EXHIBIT 06 :-

This is an application filed by Accused No. 2 seeking bail in R.C.C. No. 179/2029 for the offences punishable under Sections 118(1), 115(2), 352 and 3(5) of the Bharatiya Nyaya Sanhita.

02. Learned Advocate for the applicant submitted that the applicant has been falsely implicated. It is submitted that the case was initially registered as Cri. M.A. No. 119/2025. As the accused were absconding, charge-sheet came to be filed under Section 335 of the BNSS. Thereafter, the applicant (Accused No. 2) was arrested and remanded to Magisterial Custody. It is further submitted that he is the sole earning member of his family and is ready to abide by any condition imposed by the Court. Hence, bail is prayed for.

03. The learned APP and the Investigating Officer opposed the application, contending that the applicant had absconded during investigation and, if released on bail, there is every possibility that he may again abscond.

04. Heard both sides. It appears from the record that the offences alleged against the applicant are triable by this Court. The charge-sheet has already been filed under Section 335 of the BNSS against the absconding accused persons. Though the applicant came to be arrested subsequently and the other accused are yet to be apprehended, his further detention would not serve any useful purpose at this stage. His presence during the course of trial can be secured by imposing appropriate and

stringent conditions. The apprehension expressed by the prosecution regarding the possibility of the applicant absconding can be adequately addressed by imposing suitable conditions.

ORDER

1. The application is allowed.
2. Accused No. 2 be released on bail on furnishing P.R. Bond of **Rs. 15000/-** with one solvent surety in the like amount, subject to the following conditions:
 - a) He shall not tamper with the prosecution evidence.
 - b) He shall not threaten or influence the prosecution witnesses.
 - c) The applicant shall remain present before this Court on each and every date of hearing unless exempted in accordance with law.
 - g) In case of breach of any of the above conditions, the prosecution shall be at liberty to move for cancellation of bail.

Place : Malegaon.
Date : 28.07.2026.

[**A.S.Koshti**]
J.M.F.C. (Court No.2) Malegaon
District-Washim.

CERTIFICATE

I affirm that, contents of this PDF file is same word to word, as per original Order :-

1. Name of the Stenographer	:-	K. A. Paraswai (L.G.)
2. Court Name	:-	Jt. C.J.J.D. & J.M.F.C., Malegaon
3. Order dated	:-	28.07.2026.
3. Order Signed by the P.O.	:-	28.07.2026.
4. Order uploaded on	:-	28.07.2026.