

MHPA010016482026.



ORDER BELOW EXHIBIT NO. 01 IN
CRIMINAL BAIL APPLICATION NO. 564/2026

Sujit Balaji Sawle and others Vs. State

[Passed on 17th July, 2026]

Accused – applicant No.1 Sujit Balaji Sawle, No.2 Balaji Sambhaji Sawle No. 3 Santosh Balaji Sawle have filed this bail application under Section 483 of Bhartiya Nagarik Suraksha Sanhita, 2023 in connection with Cr.No.114/2026 registered at Police Station Chudawa, Tq. Purna, Dist. Parbhani for offences punishable under Section 109, 118(1), 296, 189(2), 190, 191(2), 191(3) of Bhartiya Nyaya Sanhita, 2023.

02. The prosecution case, in short, is that one Gorakhnath @ Rama Parve is close friend of informant Sushil @ Kali Parve. Before about one month there was quarrel between the accused and the Gorakhnath. It has alleged that on 17.04.2026 at night at about 09.30 p.m. the informant and Gorakhnath were travelling by motorcycle. Near a temple Mangesh Savle, Yogesh Ambhore and other were celebrating birth day of Sujit Savle by parking the motorcycle there. Motorcycle of the informant dashed to the motorcycle of the accused. Hence, accused Yogesh Ambhore abused to Gorakhnath in filthy language. Hence, Gorakhnath stopped his motorcycle and told to them that why they were celebrating birth day on road. Then Yogesh Ambhore caught collar of the Gorakhnath, hence quarrel started. Balaji Ambhore, Motiram Parve, Prashan Parve pacified the quarrel. The informant and his friend thereafter were

preparing to leave the spot. However, accused-applicant Santosh Savle and Balaji Savle came there with Katti. Accused-applicant Santosh Savle with intent to kill assaulted Gorakhnath on his head. Hence, Gorakhnath fell down. Informant had tried to save Gorakhnath but Mangesh Savle caught him. After that accused-applicant Sujit Savle assaulted Gorakhnath on his face by Katti. Accused-applicant Balaji Savle assaulted the informant by Katti on his head and leg. Thereafter the accused left the spot. Gorakhnath was brought to Ganga Hospital, Nanded.

03. On the aforesaid report the crime came to be registered against the accused-applicant and others for the offences mentioned above.

04. It is the contention of the accused that they have not committed the alleged offence. They are falsely implicated in this crime. They were arrested on 22.04.2026. Since 24.04.2026 they are in jail. Nothing is to be recovered from them. Hence, their further custody is not required. Counter FIR is lodged by mother of accused No.1 against informant and others. The accused-applicant have no criminal history. They will not hamper or tamper with the prosecution evidence and will not pressurize to the witnesses. They reside within the jurisdiction of the Court. They have immovable property within jurisdiction of the Court, hence they will not abscond. They are ready to abide conditions imposed by the Court. They prayed to release them on regular bail.

05. Ld. APP in his say Exh. 4 has submitted that the accused have committed serious offence punishable for life imprisonment. Iron Katti is to be seized. If the accused are released they will commit serious offence in future or will pressurize to the witnesses. He prayed to reject the application.

06. Adv. Mr. Sonkamble for the accused has argued that the incident is occurred due to dash given by motorcycle of the informant to the motorcycle of the accused. The police has registered crime No.115/2026 against unknown person. Counter case is filed by the accused party. Hence, the false report is lodged. Now nothing is to be seized from the accused. The I.O. in his say has submitted that the injured is discharged from the hospital. The accused-applicants have no criminal history. He argued as per the ground of bail application and submitted to release the accused. On the other hand Ld. A.P.P. Mr. A.N.Giram has argued that crimes are pending against accused Santosh Sawle. Offence Under Section 65-E of Bombay Prohibition Act is levelled against accused Balaji. The injured is admitted in the hospital hence further section may be added against the accused. Allegations to attempt murder is levelled against the accused. Investigation is in progress. If bail is granted the accused will pressurize to the witnesses. He prayed to reject the application.

07. On going through the say of investigating officer it reveals that the injured is discharged from the hospital. Nothing is to be seized from the accused. Hence, their further detention is not required. Accused reside within jurisdiction of the Court, hence, their presence will be secured during the Trial. Mother of accused has lodged report against the informant. For security of the witnesses

conditions can be imposed. Bail is rule and jail is exception. This is not a fit case to keep the accused behind bars till filing of charge-sheet or till conclusion of the Trial. Hence, the accused are entitled to release on regular bail. Hence, I pass the following order.

Order

1	The application is allowed.
2	Accused-applicant No. 1 Sujit Balaji Sawle, No.2 Balaji Sambhaji Sawle No. 3 Santosh Balaji Sawle be released on bail on his executing P.R.bond of Rs.25,000/- each with surety in the like amount in connection with Cr.No.114/2026 registered at Police Station Chudawa, Tq. Purna, Dist. Parbhani for offences punishable under Section 109, 118(1), 296, 189(2), 190, 191(2), 191(3) of Bhartiya Nyaya Sanhita, 2023, on following conditions.
3	The accused-applicants shall not hamper or tamper with the prosecution evidence and shall not pressurize to the witnesses.
4	The accused-applicants shall not commit such type of offence in future.
5	The accused-applicants shall attend the trial after filing of charge-sheet regularly on every date without reasonable excuse.
6	The accused-applicants shall furnish their residential address at the time of execution of bond and shall not change their residence without prior permission of the Court.
7	Soft copy of this Order be sent to the accused-applicants through concerned Jail Superintendent.
8	Inform to concern police station accordingly.
9	Bail before remand Court.

Date: 17.07.2026.

(Gautam G. Bharne)
Additional Sessions Judge, Parbhani.