



Adinath Dnyanoba Kadam and Anr. ...Applicants
Vs.
State of Maharashtra ...Respondent

ORDER (BELOW EXH.1)

This application for regular bail has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (In short, "The BNSS") in Crime No.708/2026 registered at Police Station Aundha (Nag.) for the offences punishable under Sections 126(2), 140(2) and 310(2) of the Bharatiya Nyaya Sanhita, 2023 (In short, "The BNS").

1. The Applicants/the Accused contended that they are innocent and have not committed the alleged offence. There is delay in lodging the FIR which creates suspicion. The Applicants were not present at the spot at the time of incident. The property is seized during investigation and major investigation is completed. There are common allegations against the Applicants. They are permanent residents of given address and sole earning member of their family. They are ready to abide by conditions, if released on bail. This is their first regular bail application and have not filed any other bail application before any Court. Hence, the present application.

2. The Investigating Officer and the learned APP opposed the application by filing Say. It is contended that the

Applicants have committed the present serious offence. Investigation is at nascent stage. If the Applicants are released on bail, they may impact investigation. They may also threatened the witnesses. There are several offences as described in the FIR are registered against the Applicants. Therefore, it is prayed for rejection of the application.

3. Heard, the learned **Adv. Shaikh Mushtakh** and the learned **APP Shri. N.H. Nayak**. I also perused the documents on record. On 03/08/2026, the Informant Rahul Somaji Gavali lodged the Report. He contended that on 02.08.2026, he, his cousin Nagesh Maroti Natkar and nephew Sumedh Sandip Gavali were carrying cows from village Jawala Bazar to village Ajarsonda. At about 11:00 a.m., on road in front of Ramakrushna Nagar, the Applicants and other Accused intercepted them. They threatened and beat them up under pretext that the Informant was carrying cows for slaughtering. They forcefully took the Informants and others at Irrigation Colony on motorcycle. They again beat them up and forcefully removed Informant's mobile phone. They also forcefully obtained Rs.20,000/- and taken away two cows. The Informant was frightened and therefore, did not lodge Report on the same day. On the basis of this information, the crime was registered.

4. It it revealed that the nature of offence is serious. The Applicants and the other Accused committed the alleged offence. The Say of the Investigating Officer reveals that mobile phones of the Applicants are seized during investigation. One

knife used in commission of offence is seized at the instance of the Applicant No.1 and cash amount of Rs.2,000/- is seized at the instance of the Applicant No.2 during investigation. It is pertinent to note that there are other crimes registered against both the Applicants. It is true that they cannot be denied bail on that ground. However, considering the nature of offence and allegations against the Applicants, their release on bail may affect further investigation of offence. Therefore, both the Applicants are not entitled to be released on bail. Hence, I pass the following Order:

ORDER

This Bail Application No.244/2026 is hereby
rejected.

Date: 14/08/2026

(D. B. Bangde)
Additional Sessions Judge,
Basmathnagar.

CERTIFICATE

I affirm that the contents of this P.D.F. file order is same word for word as per original order.

Name of Steno	:-	Anil Arun Ghatole (Stenographer Grade-III)
Court Name	:-	D. B. Bangde Additional Sessions Judge
Date of order	:-	14/08/2026
Order signed by the Presiding Officer	:-	14/08/2026
Order Uploaded on	:-	14/08/2026