



CNR : MHLA010022552026.
Cri. Bail Appln. No.434/2026.
Namdev & anr. Versus State.

ORDER BELOW EXT.1.

1. The applicants have presented this application for grant of anticipatory bail under Section 482 of the BNSS. They apprehend their arrest in connection with Crime No.673/2024 registered at MIDC Police Station, Latur for the offences punishable under Sections 420, 408 r.w. 34 of the IPC, 1860.

2. Brief facts of the prosecution are as under :

- The informant is working as an Administrative Officer with Vikas-Ratna Vilasrao Deshmukh Manjara Shetkari Sahakari Sakhar Karkhana. In the year 2022-2023, various contracts were signed on behalf of sugar-factory with the applicants and co-accused persons-labour contractors for supplying labourer to cut and transport sugarcane crop to the sugar factory. However, those accused-contractors had not performed the harvesting work in spite of obtaining huge advance amounts from the sugar-factory. Instead, they worked with other sugar factories and thereby gained wrongfully with other contractors in-all amount of Rs.1,47,81,463/-. The applicants are thus involved in committing the said crime. FIR came to be lodged against those accused persons including present applicants.

3. In the aforesaid backdrop, the applicants have prayed for bail materially on the grounds that the applicants have not committed any alleged offence and they are falsely implicated by the police. The applicants allegedly have executed

the agreements. Thus, the case is of civil nature. The applicants have not deceived the complainant-factory. The applicants have repaid the entire amount to the complainant through RTGS. Still, false complaint has been filed against them. The investigation has been completed and charge-sheet is filed. The applicants are ready to abide with conditions of bail.

4. The I.O. and A.P.P. have presented their common reply vide Ext.8 materially by reiterating aforementioned prosecution case. They further submit that the applicants have cheated on the complainant-factory by taking huge amount from it. The advance amount taken by the applicants from the sugar-factory is to be recovered from the applicants. The applicants are absconding since registration of crime. The applicants will not co-operate in the investigation, if get bail. They lastly prayed to reject the application.

5. I have heard arguments of Id. Adv. Mr. R.V. Gaikwad for the applicants and Id. APP Mrs. M.R. Kulkarni for the State. They have reiterated the aforementioned respective cases. After perusing the record, the points arise for determination are answered for the reasons as under :

Sr. No.	P O I N T S	F I N D I N G S
1)	Whether the applicants are entitled for grant of bail under Section 482 of BNSS ?	Yes.
2)	What is order ?	: As per final order.

R E A S O N S

As to point No.1 :

6. Allegedly, the applicants being entered into work contract with sugar-factory to provide labourer for sugar-cane harvesting and for transporting it up to the sugar-factory by accepting lacs of rupees in advance. But, as per further case of prosecution, the applicants along with other co-accused persons in-fact engaged with other sugar-factory by gaining unlawfully huge amount from the present sugar-factory with intention of cheating. The record reveals involvement of the applicants as work contractors. It is also not the fact in dispute that the applicants along with others got huge money against the work contract from the informant - sugar-factory. The record further reveals that part of the amounts of said agreements has also been recovered from the applicants. Thus, prima facie involvement of the applicants in the said transaction is evident.

7. It is the part of record that the co-accused persons facing similar accusations that of the present applicants in the present crime were already released on bail by my ld. predecessors in Criminal Bail Application Nos.14/2025, 15/2025, 36/2025, 40/2025, 378/2025, 748/2024, 780/2024, 835/2024 and 844/2024. So also, I have also granted anticipatory bail to the co-accused in Criminal Bail Application No.734/2025

8. The applicants have prayed for applying parity to their prayer for grant of bail basing on those aforesaid orders. I have perused copies of those orders, wherein similar accusations were levelled against the concerned applicants, who got

anticipatory bails respectively. The investigation in the present crime has been completed and charge-sheet is filed before the Id. J.M.F.C. Court, Latur. In such situation, I do not find any ground not to accept the prayer of present applicants also in view of those orders. However, considering nature of crime, certain directions can be given to the present applicants. Accordingly, I answer point No.1 in the affirmative.

As to point No.2 :

9. The applicants have succeeded to prove present application. Hence, I pass the order as under :

O R D E R

1. The application is allowed.
2. In the event of arrest, the applicants- **Namdev Rambhau Andhale** and **Sugriv Baburao Andhale** be released on bail on executing the PR bond of Rs.50,000/- (Rs. Fifty Thousand only) each, with surety of like amount in Crime No.673/2024 registered at MIDC Police Station, Latur for the offences punishable under Sections 420, 408 r.w. 34 of the IPC, 1860.
3. The applicants shall not tamper the prosecution witnesses in any manner and shall cooperate the investigating officer in the investigation.
4. The applicants shall attend the I.O. during 11.00 am to 12.30 pm, on each Monday till filing of the charge-sheet against them in the court.
5. The applicants shall submit a list of at least three blood relatives with respective mobile phone

numbers and detailed residential addresses and also addresses of their place of work, as per Criminal Manual Chapter-I, Para 12(1).

6. The applicants shall attend the Court dates regularly and participate to conduct the proceeding of the case promptly on each and every stage.
7. The applicants in view of Section 485(2) of BNSS, shall write down these conditions in the personal bond, which be confirmed by the concerned authority.
8. Breach of any of these conditions will be the ground for cancellation of bail.
9. Inform the concerned police-station, accordingly.

Date : 05.08.2026.

**(R.R. Bhosale)
Additional Sessions Judge,
Latur.**

"CERTIFIED TO BE TRUE AND CORRECT COPY OF THE ORIGINAL SIGNED JUDGMENT/ORDER".

(V.S. Patil)

Stenographer (Grade-1)

NAME OF STENOGRAPHER

Name of the Judge (With Court Room No.)	:	Shri R.R. Bhosale, Additional Sessions Judge-1, Latur. (18)
Date for pronouncement of Judgment/Order	:	05.08.2026.
Judgment/Order signed by P.O. on	:	05.08.2026.