

*Shubhada S Kadam*

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION

ANTICIPATORY BAIL APPLICATION NO. 1151 OF 2026

Sani @ Nana Balaso Pardeshi ...Applicant

Versus

The State of Maharashtra ....Respondent

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Mr. Ghansham Jadhav, Advocate for Applicant.

Ms. Geeta Mulekar, APP for Respondent-State.

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CORAM : SHIVKUMAR DIGE, J.

DATE : 10<sup>th</sup> JUNE, 2026.

P.C. :

1. The applicant is apprehending arrest in Crime No.213 of 2024 registered with Malegaon Police Station, Pune, for offences punishable under Sections 109, 140(1), 118(2), 189(2), 189(4), 190, 191(2), 191(3) and 61(2) of the Bharatiya Nyaya Sanhita, 2023 and Section 135 of the Maharashtra Police Act, 1951.

2. It is prosecution's case that on 8th September 2024, the co-accused assaulted the first informant with the intention to kill him. It is alleged that the applicant was part of the said group.

2. It is contention of learned counsel for the applicant that the name of the applicant is not mentioned in the FIR and his name was dragged into the present case after three to four days. The co-accused,

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against whom similar allegations are made, have been released on anticipatory bail, and hence, the applicant is entitled to bail on the principle of parity, and requested to allow the application.

3. It is contention of learned APP that the applicant, along with co-accused, assaulted the first informant with the intention to kill him. There are specific allegations against the applicant. Hence, his custodial interrogation is required, and requested to reject the application.

4. I have heard both learned counsel, perused FIR and documents produced on record. The name of the applicant is not mentioned in the FIR. The two co-accused, whose names are mentioned in the FIR and having similar allegations as the applicant, have been released on anticipatory bail by this Court. Considering these facts, the applicant is entitled to bail on the principle of parity. Considering these facts, custodial interrogation of the applicant is not required and I pass following order :

**ORDER**

- (i) In the event of arrest, the applicant be enlarged on bail in Crime No.213 of 2024 registered with Malegaon Police Station, Pune, on executing P.R.Bond in the sum of Rs.30,000/- with one or two sureties in the like amount.
- (ii) The applicant shall attend the concerned police station as and when required.

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The application is allowed in the aforesaid terms and is accordingly disposed of.

5. It is made clear that the above observations are made only for the purpose of granting bail and the Trial Court shall decide the case on its own merits in accordance with law and uninfluenced by the observations made in this order.

6. All concerned to act on the authenticated copy of this order.

**(SHIVKUMAR DIGE, J.)**