

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD

CRIMINAL APPEAL NO. 343 OF 2026

Ganesh Vikram Chalak

..APPELLANT

VERSUS

State of Maharashtra and Others

..RESPONDENTS

....  
Ms. A.A. Lomte, Advocate for Appellant

Mr. S.N. Morampalle, A.P.P. for Respondent nos.1 and 2

....  
CORAM : ABHAY J. MANTRI, J.

DATE : 08<sup>th</sup> MAY, 2026

**PER COURT :**

1. Heard learned counsel for the Appellant and learned A.P.P. for Respondent Nos. 1 and 2. Perused the record.

2. The Appellant, being dissatisfied with the order dated 04<sup>th</sup> May, 2026, passed by the learned Additional Sessions Judge, Kaij, in Criminal Bail Application No. 103 of 2026, thereby rejected the pre-arrest bail application in connection with Crime No. 192/2026 at Kaij Police Station, Dist. Beed, for the offence punishable under Sections 118(1), 115(2), 351(2) and 352, of Bharatiya Nyaya Sanhita and also under Sections 3(1) (r), 3(1) (s) and 3(2) (va) of the Schedule Cast and Schedule Tribes (Prevention of Atrocities) Act, 1989 (hereinafter referred to as 'SC & ST Act'), has preferred this Application for grant of bail.

3. With the assistance of learned counsel for the Appellant and learned A.P.P., I have gone through the F.I.R. and the other relevant papers. Prima facie, the allegation in the complaint against the Appellant does not indicate that the said incident occurred in any place within public view or within a public place. Prima facie, as per the allegations of Respondent No.2 / Complainant, she was alone on the way to the field at the time the alleged incident occurred, and the Appellant abused her with a caste slur. Therefore, the question of bar under section 18 of the SC & ST Act does not arise.

4. Having considered the above facts and nature of offence, in my view, till the appearance of Respondent No.3 – Complainant, the Appellant needs to be granted interim bail.

5. As such, issue notice to the Respondents, **returnable on 17<sup>th</sup> June, 2026**. Learned A.P.P. waives service of notice for Respondent Nos. 1 and 2.

6. In the meantime, **ad-interim bail is granted in terms of prayer clause (E)**. Accordingly, in the event of arrest of the Appellant, he be released on bail, in connection with Crime No. 192 of 2026 at Kaij Police Station, Dist. Beed, for the offence punishable under Sections 118(1), 115(2), 351(2) and 352, of Bharatiya Nyaya Sanhita and also under Sections 3(1)(r), 3(1)(s) and 3(2)(va) of the Schedule Cast and Schedule Tribes (Prevention of Atrocities) Act, 1989, on furnishing P.B. & S.B. of Rs.25,000/- (Rupees Twenty Five

Thousand) with one solvent surety in the like amount on the following conditions till the appearance of the victim:-

- (i) The Appellant shall attend Kaij Police Station, Dist. Beed on 15<sup>th</sup> May, 2026, between 11:00 a.m. to 01:00 p.m. and thereafter as and when called by the Investigating Officer till the filing of the Charge sheet.
- (ii) The Appellant shall not tamper with the prosecution evidence in any manner till the next date.
- (iii) The Appellant shall not leave India without prior permission of the Court till the next date.

**( ABHAY J. MANTRI, J. )**

SSD