



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

905 CRIMINAL APPEAL NO. 451 OF 2026

DHANAJI RAJARAM ATOLKAR ALLEGEDLY AS MADHU
TAILOR

....Appellant

VERSUS

THE STATE OF MAHARASHTRA AND ANOTHER

.....Respondents

Mr. N. G. Kale, Advocate for the Appellant

Mr. D. B. Bhange, APP for the respondents/State

CORAM : ABHAY J. MANTRI, J.

DATE : 11th JUNE, 2026

PER COURT :

1. Heard the learned Advocate for the Appellant and learned APP and perused the record.
2. The Appellant, being dissatisfied with the order dated 28-05-2026 passed below Exh. 01 in Criminal Bail Application No. 77/2026 by the learned Additional Sessions Judge, Udgir, thereby rejected the bail Application filed in connection with Crime No. 82/2026 registered with Wadhwana Police Station, Dist. Latur for the offences punishable under Sections 118(1), 118(2), 115(1), 352 & 3(5) of the Bhartiya Nyaya Sanhita [for short '**BNS**'] and Sections 3(1)(r), 3(1)(s), 3(2)(v) of the Scheduled Castes and Scheduled Tribes

[Prevention of Atrocities] Act [for short '*the Atrocities Act*'], has preferred this Appeal.

3. On perusal of the FIR, prima facie, it does not appear that the Applicant had abused the informant with a caste slur or assaulted him with any weapon, but those allegations are against the accused No. 1.

4. Having considered the same, in my view, the bar under Section 18 of the Atrocities Act does not apply while considering the bail Application against the present Applicant. Likewise, prima facie, recovery of the weapon from him does not arise. Therefore, in my view, the Applicant is entitled to ad-interim bail.

5. As such, *ad-interim bail is granted in terms of prayer clause D.*

6. In the event of arrest of the Appellant in connection with the Crime No. 82/2026 registered with Wadhwana Police Station, Dist. Latur for the offences punishable under Sections 118(1), 118(2), 115(1), 352 & 3(5) of the *BNS* and Sections 3(1)(r), 3(1)(s), 3(2)(v) of *the Atrocities Act* he be released on bail on furnishing PB and SB of Rs.50,000/- [Rupees Fifty Thousand only] with one or two solvent sureties in the like amount, on the following conditions:

- i] The Appellant shall attend the concerned police station on 18-06-2026 between 11.00 am and 01.00 pm and thereafter as and when called by the Investigating Officer till the next

date.

ii] The Appellant shall not tamper with the prosecution evidence in any manner till the conclusion of the trial.

iii] The Appellant shall not leave India without prior permission of the court till the conclusion of the trial.

7. Issue notice to the Respondents, returnable on **03-07-2026**. Learned APP waives service of notice for the Respondent/State. Respondent No.1 is directed to serve the notice on Respondent No. 2 by the returnable date.

[ABHAY J. MANTRI, J.]

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