



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

13 ANTICIPATORY BAIL APPLICATION NO. 974 OF 2026

SUNIL SUKHDEO RATHOD AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

...

Mr. V. S. Wakale, Advocate for Applicants
Mr. G. O. Wattamwar, APP for the Respondent/State

CORAM : R. M. JOSHI, J.

DATED : 15th JUNE, 2026

P C. :-

1. Learned Advocate for the applicants submits that the record produced before this Court indicates that this is a case of false implication in view of the previous disputes between the parties. It is his submission that, in the First Information Report, the informant claims that the incident dated 08.05.2026 occurred in front of his house, whereas there is material to show that the incident occurred in the house of applicant No. 2, which fact has been duly taken cognizance of by the learned Sessions Court. It is his submission that the report lodged by the informant is false on the face of it in view of the aforesaid fact, as well as the fact that the informant suppressed the injuries caused to the applicants and others. He further submits that the applicants have no criminal antecedents and, hence, their liberty deserves to be

protected.

2. Learned APP opposed the grant of any interim relief to the applicants on the ground that there are specific allegations against the applicants of causing assault on the informant, which led to the causing of fracture injuries to him. It is his submission that, having regard to the said allegations, this is not a case for protecting their liberty.

3. Prima facie, perusal of the record supports the contention of the learned Advocate for the applicants that this is a case of false implication of the applicants. This prima facie observation becomes inevitable in view of the fact that there is material to show that the incident did not occur in front of the house of the informant, as claimed. There is delay in lodging the report, coupled with the fact that there are previous disputes between the parties. The applicants have no criminal antecedents.

4. Having regard to these facts, the liberty of the applicants is granted till the prosecution is heard in the matter. Hence the order.

ORDER

(i) Till the next date, in the event of arrest of applicants in connection with Crime No. 0244/2026, registered with Chikalthana Police Station, Dist. Chhatrapati Sambhajnagar for the offences punishable under Sections 118(1), 118(2), 115, 352, 351(2), 351(3), 189(2), 191(2), 191(3) and 190

of the Bharatiya Nayaya Sanhita, they shall be released on bail on furnishing PR Bond of Rs.15,000/- (Rupees Fifteen Thousand only) each with one solvent surety in the like amount each.

(ii) They shall attend the concerned police station as and when called by the Investigating Officer.

(iii) They shall not contact the witnesses directly or indirectly.

(iv) They shall not interfere with the evidence in any manner whatsoever.

(v) They are further directed to cooperate the investigating agency for further investigation.

5. Issue notice to the respondents, returnable on 10th July, 2026.

Learned APP waives service of notice for respondent/State.

6. Learned APP for the Respondent/State to communicate this order to the concerned Police Station.

(R. M. JOSHI, J.)

ssp