

MHNS310008832026



Special Case No.55/2026

[Deolali Camp Police Stn. C.R. No. 156/2026]

Mateen Majeed Shaikh @ Patel

Vs.

State of Maharashtra

Through Deolali Camp Police Station

Order Below Exh.28

This is the application for regular bail filed by applicant /accused no.4-**Mateen Majeed Shaikh @ Patel** as per Section 483 of Bhartiya Nagarik Suraksha Sanhita in connection with C.R. No.156/2026 registered with Police Station Deolali Camp for the offences punishable under Sections 61(2), 64, 68, 69, 75, 46, 299, 238, 249, 318(4), 3(5) of Bhartiya Nyay Sanhita along with Sections 3(1)(s), 3(1)(w)(i)(ii), 3(2)(v), 3(2)(va) and 3(1)(k) of S.C.S.T. Act, on the basis of FIR given by informant victim lady.

2. Perused the application and affidavit. Perused the say of prosecution Exh.33. Perused the say of original informant Exh.36. Heard Ld. Advocate for accused / applicant and Ld. Advocate for original informant at length. Investigating Officer and A.P.P. are absent. Perused the charge-sheet.

3. As regards case of present applicant is concerned, his case is different than other accused and he was charged only for the offence

punishable under Section 249 of Bhartiya Nyay Sanhita i.e. to give shelter to the accused involved in an offence of non-bailable nature. During the course of investigation, the present accused was never arrested by police and his custody is never insisted. On the other hand, investigating officer, set him free by issuing notice under Section 35(3) of B.N.S.S. and then charge-sheet was filed.

4. On presentation of charge-sheet, this Court issued notice to the present accused and it was duly served as per Exh.17 to the present applicant but he chooses to remain absent and therefore, this Court was constrained to issue N.B.W. against him. In execution of the N.B.W. then accused is produced in the court by concern police station on 7-08-2026 and then he was sent to jail.

5. Thereafter, this bail application is moved which is opposed by prosecution and original informant. Therefore, considering all these aspects, when this accused was never arrested by police during the course of investigation and was released on notice under Section 35(3) of B.N.S.S., and only because he defaulted to attend court despite receipt of summons/notice from the Court, he is sent to jail. Therefore, absolutely, there is no reason to reject his bail application and to detain him in jail alike other accused. Therefore, his application needs to be allowed. Accordingly, following order;

ORDER

- 1) Application is allowed.
- 2) **Applicant /Accused Mateen Majeed Shaikh @ Patel in C.R. No.156 /2026 of Deolali Camp Police Station** be released on bail in the sum of Rs.75,000/- (Rupees Seventy Five Thousand Only) with one or two sureties in the like amount and upon following conditions;

- (a) That applicant/ accused shall not cause inducement or threaten the prosecution witnesses.
 - (b) That the applicant /accused shall furnish the information regarding his current address, mobile contact number and shall inform if there is change in mobile number and address from time to time.
 - (c) Applicant / accused is directed to submit copy of Adhar Card and Pan Card to this Court.
- 3) Accused is directed to attend this Court on each and every date fixed for hearing without giving any excuses.
- 4) Inform concerned police station. So also inform the accused through Superintendent of concerned jail by sending soft copy of this order by e-mail.

Place : Nashik Road

Date : 17.08.2026

Additional Sessions Judge,
Nashik Road

CERTIFICATE

I affirm that the contents of this P.D.F. File order are same word to word, as per the original order.

Name of the Stenographer	Smt. A.M. Tamboli, Stenographer Grade-1
--------------------------	--

Name of the Judge & Designation	Kedar Rajaram Joglekar Addl. Sessions Judge, Nashik Road, Tal. Dist. Nashik.
Directly Dictated & typed on PC	17/08/2026
Checked on	17/08/2026
Signed on	17/08/2026
Order uploaded on	17/08/2026