

CRI.B.A. No.2652/2015.

Order Below Ex.1.

1] The applicant has moved this court under Section 439 of The Code of Criminal Procedure of the offences punishable under Section 11 and 12 of the Protection of Children from Sexual Offences Act, 2012 and under Sections, 354 of the Indian Penal Code. It is alleged that on 20-07-2015 at about 6.00 a.m. when victim girl was going to home alongwith her friend, applicant called her and said “Mere Sath Nahi Ayegi to tereko kal Schoolse uthakar le jaunga” and thereby outraged her modesty. FIR thus came to be lodged against the applicant.

2] It is contended that the applicant has been falsely implicated in this case. Investigation is practically over. There are no bad antecedents against the applicant. He is permanent resident of Pune, having roots over there. Hence, this is the application.

3] No say is filed by prosecution. Heard learned counsel applicant. No doubt, the offence is serious but, the personal custody of the applicant is not required for the purpose of investigation. Applicant is the permanent resident of Pune, having roots over there. Hence, considering all the above

-2-

aspects, he is liable to be released on bail. With this, I proceed to pass the following order.

ORDER

- 1] The application is allowed.
- 2] The applicant Nasaruddin Nijamuddin Siddiqui be released on his executing P.R. bond of Rs. 15,000/-, with one surety in the like amount.
- 3] The applicant shall supply documentary evidence of his permanent address and shall file affidavit in support thereof.
- 4] The applicant shall not tamper with the prosecution witnesses in any manner and shall co-operate the investigating agency as and when required.
- 5] The applicant shall not meet the victim girl and complainant till the trial is over.

Pune.

(Mangala J. Dhote)

Dated 14 -08-2015

Additional Sessions Judge, Pune.

“ I affirm that the contents of the P.D.F. File Judgment are same word for word as per original judgment.

Court Name:- Smt.Mangala J Dhote, Additional Sessions Judge, Pune