

(CNR NO. MHPU01-005931-2026) 	<u>ORDER BELOW EXH.1 IN</u> <u>CRI.BAIL APPLICATION NO.</u> <u>2642/2026</u> <i>Pawankumar Ramasare Pande</i> <i>Vs. State of Maharashtra</i>
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1] This is an application filed by the applicant / accused Pawankumar Ramasare Pande as per **Section 483** of Bharatiya Nyaya Suraksha Sanhita (in short BNSS) in connection with the CR No.177/2026 registered with Chandannagar Police Station for the offences punishable under section 331 of The Bharatiya Nyaya Sanhita, 2023 and Sec. 8, 12, 18 of The Protection of Children From Sexual Offences Act, 2012.

Case of prosecution :

2] On 02/05/2026 the informant – brother of victim lodged report with police. He alleged that victim is his brother of age 17 years 2 months. He alleged that all his family members had been to work. His minor brother was at home. At 3.30 pm when they came to the house, he noticed that, accused was pulling his pant and fled away. During inquiry with his brother, he told that, accused touched his private part and asked to take his penis in his mouth and he was forcing him to do so. However, noticing informant's

presence he fled away. Based on this information police has registered the crime against the accused.

3] Accused came with the case that he is innocent and has not committed any offence. He has been falsely implicated by informant. There is no recovery or discovery remain. The applicant – accused is having two daughters and a son. They are dependent upon him. He is only earning member of his family. He will not flee away. He has no criminal antecedents. There was financial transaction between him and informant. The F.I.R is filed out of revenge. He is ready and willing to abide by terms and conditions that may be imposed upon him. Thereby prayed to release him on bail.

4] The Investigation Officer and APP has filed say and resisted the application contending that the offence is serious. If the applicant – accused is released on bail, there is possibility of pressurizing the informant and witnesses. He will not remain present for trial. Thereby they prayed to reject the application.

5] Informant filed say and resisted the bail petition.

6] Heard Ld. Advocate for the accused and Ld. APP for State.

7] Perused the documents on record. From F.I.R it appears that accused has committed the offence punishable u/sec.8, 12 of POCSO Act and Sec. 331 of BNS. The maximum punishment prescribed for the offence leveled against is 5 years. Investigation is complete. Charge-sheet is filed. Since 02/05/2026 the accused is behind the bars. His further custody is unwarranted. Hence, accused is entitled to be released on bail. In result I pass following order -

ORDER

- i) Application is hereby allowed.
- ii) The accused Pawankumar Ramasare Pande be released on bail on his executing P.R. and S.B. of Rs.50,000/-.
- iii) The applicant / accused shall not be directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the accusation against them so as to dissuade them from disclosing such a facts to the court or to any officer.

- iv) He shall not involve in any cognizable offence.
- v) He shall furnish his updated cell phone number, email ID and his detail postal address and of his two close relatives.

Date : 05/06/2026

(Aniruddha Sulbha Subhash Gandhi)
Special and Addl Sessions Judge,
Fast-track Court, Pune.

CERTIFICATE

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

Name of the Stenographer : Smt. B.R.Jakka (Steno Grd- I)

Court Name : Shri. A.S. Gandhi,
Addl. Sessions Judge, Pune.

Date of Judgment/order : 05/06/2026

Signed by P.O. on : 05/06/2026

Uploaded on : 05/06/2026