

ORDER BELOW EXH.1

1] Perused application and say. Heard Advocate for applicant and APP for the State.

2] This is first bail application filed under section 439 of Cr.P.C. by applicant in respect of his arrest in C.R. no. 1186/18 registered at Hadapsar Police Station for the offence punishable under section 354(C) of the Indian Penal Code and under section 11,12 of the Protection of Children from Sexual Offences Act, 2012. It is alleged that victim lodged report stating that on 19.10.2018 she was returning to house along with her friend, applicant came near her, he was following her from two months. Applicant asked her to take his mobile and asked her to send him whatsapp message and thereby outraged her modesty.

3] According to applicant he is falsely implicated in this matter. He is taking education of I.T.I. Electricals. His career will spoil if he remained in jail for unknown period. He is permanently residing at Hadapsar, Pune. He has no criminal antecedents. He is ready to abide the conditions. Hence, he prayed to release him on bail.

4] APP and I.O. objected this application on the ground that investigation is in progress. Applicant will pressurize victim and witnesses. There is possibility of tampering prosecution evidence. So, they prayed to reject the application.

5] Allegations against the applicant are serious. Applicant is interrogated. Considering allegations and nature of offence investigation is practically over. Personal custody of applicant is not required. Applicant is taking education. He is 19 years old. Applicant is resident of Hadapsar, Pune. Applicant has no criminal antecedents. No

purpose would serve by keeping the applicant behind bar for unknown period. Due to all above reasons application deserves to be allowed with following order -

ORDER

- 1] The application is allowed.
- 2] The applicant Amol Rajaram Ghate be released on executing P.R. bond of Rs.20,000/- with one or two solvent sureties in the like amount.
- 3] The applicant shall not tamper the prosecution witnesses in any manner.
- 4] The applicant shall attend Hadapsar Police Station on every Monday between 11.00 a.m. to 2.00 p.m. till the charge-sheet is filed.
- 5] The applicant shall not meet the victim and threat and pressurize the victim.
- 6] The applicant shall co-operate investigating machinery as and when required.
- 7] Prior to furnishing surety, the applicant shall submit his address proof, mobile number and inform about the change in address and mobile number.

Pune.

Date – 26.10.2018.

(R.V.Adone)

Addl.Sessions Judge, Pune.

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

Name of Steno	- S.V.Thakar,
Court Name	- Smt. R.V.Adone, Addl.Sessions Judge,Pune.
Date of Order	- 26.10.2018
Order signed by P.O.	- 29.10.2018

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