

Criminal Bail Application No.4577/2018

CNR NO. MHPU01-014997-2018

Prathmesh @ Rohit Sambhaji Khude Applicant.

Vs.

State of Maharashtra Respondent.

ORDER BELOW EXH.1

This is first bail application filed by the applicant for regular bail under Section 439 of the Criminal Procedure Code in C. R. No. 370/18 registered by Khadki Police Station, under Section 354-D, 506 r/w 34 of IPC and under Section 11(4) r/w 12 of the POCSO Act.

[2] Perused the application and reply given by respondent.

[3] The learned Advocate Smt. Kachare for the accused / applicant argued that the offences in question are bailable and accused has right to be released on bail. The learned APP Smt. Pathak for the respondent is candid in her submission and admitted that the offences in question for which the accused is booked, are bailable. The accused is booked for the offences punishable under Section 354-D, 506 r/w 34 of the IPC, which are bailable. So far as offence punishable under Section 12 of the POCSO Act is concerned, the maximum sentence provided is imprisonment extending to three years. Thus, admittedly the sections for which the accused / applicant is booked are bailable. Further, considering the nature of allegations and period for which applicant is behind bars and his age, I pass the following order.

ORDER

[1] The application is allowed.

[2] The applicant Prathmesh @ Rohit Sambhaji Khude is released on bail, on his executing P. R. Bond of Rs.15,000/- with one surety of like amount, in connection with C. R. No.370/2018, registered by Khadki Police Station, on following conditions :-

[A] The applicant shall not tamper with the prosecution evidence in any manner.

[B] The applicant shall co-operate the Investigating Officer during investigation and he shall remain present before the I. O. as and when required for interrogation.

[C] The applicant shall not repeat the crime.

Pune,

Dated/-12-11-2018

(Aniruddha Y. Thatte)
Additional Sessions Judge, Pune.
I/c Special Judge, Pune (Under POCSO
Act) and DJ-13, and ASJ, 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	-
Court Name	- Smt. R.V.Adone, Addl.Sessions Judge, Pune.
Date of Order	- 12.11.2018
Order signed by P.O.	- 12.11.2018
Order uploaded on	- 16.11.2018

