

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. 391/18 registered at Chaturshingi Police Station for the offence punishable under section 354D,323 of the Indian Penal Code and under section 7,8,(11(4) of the Protection of Children from Sexual Offences Act, 2012. It is alleged that father of victim lodged report stating that victim aged about 17 years is studying in 11th std., on 28.08.2018 she made phone call to him and told that one boy was provoking her and he was following her till Baner Phata bus stop, when she alighted from bus he followed her, tried to talk with her, when she refused he abused her, he hold her hair and pushed her. When first informant reached at spot police came there and upon asking said boy told his name as Akash Sadashiv Ambide.

3] According to applicant he is falsely implicated in this matter. He has no criminal antecedents. He does work in washing center to assist his family members. He is resident of Aundh Road, Khadi, Pune. 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. Statement of victim under section 164 of Code of Criminal Procedure is yet not recorded. 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 resident of Aundh Road, Pune and doing work in washing center. 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 Akash Sadashiv Ambide 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 Chaturshingi 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 and shall not repeat the offence.
- 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 – 03.09.2018.

(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	- 03.09.2018
Order signed by P.O.	- 03.09.2018
Order uploaded on	- 05.09.2018