

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.103/18 registered at Hadapsar Police Station for the offence punishable under section 354D,504,506 of the Indian Penal Code and under section 11,12 of the Protection of Children from Sexual Offences Act, 2012. It is alleged that father of victim lodged report stating that victim is 17 years old . Prior to three days of lodging report, she told him that one boy was following her on motorcycle and demanded her mobile, told her that he loves her and likes her and thereby outraged her modesty . Prior to some days he came near his house and threatened to see neighbourer Suryakant if he was not allowed to contact with victim . On 23.01.2018 two boys came on Aactiva near house of first informant and wander in front of his house, upon asking one boy told his name Mangesh Jadhav i.e. present applicant. Victim told that present applicant was following her.

3] According to applicant he is falsely implicated in this matter. He is doing service and is only 19 years old. He is resident of 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. Statement of victim under section 164 of Code of Criminal Procedure is 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 Hadapsar, Pune and doing service. He is only 19 years old. 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 Mangesh Balu Jadhav 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, shall not enter into vicinity of residence of 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 – 04.09.2018.

(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	- 04.09.2018
Order signed by P.O.	- 04.09.2018
Order uploaded on	- 05.09.2018