

ORDER BELOW EXH.1

1] This is an application for bail filed by the applicants u/s. 439 of Code of Criminal Procedure in connection with CR No. 183/2024 registered with Hadapsar police station for the offences punishable under Sections 354-D, 323, 504 r/w 34 of the Indian Penal Code and under Sections 12 of the Protection of Children from Sexual Offences Act. [Hereinafter the Indian Penal Code referred to as “IPC” and the Protection of Children from Sexual Offences Act referred to as “POCSO Act” for the sake of brevity.]

2] The prosecution has filed say and opposed this bail application.

3] Heard Ld. Advocate for the applicants and Spl.P.P. for the State. Perused application, say filed by the prosecution and police papers.

4] The victim aged 15 years has lodged a report on 26.01.2024 against the applicants and son of applicant no.2. The FIR indicates that son of applicant no.2 was known to the victim. On 21.01.2024, when the victim was going to bring water on her two wheeler, son of applicant no.2 followed her and he told her that he likes her and asked her mobile phone number and Insta I/d and further told her that he wanted to talk to her. The victim denied for the same and the son of applicant no.2 threatened her. After that for 5 days he was talking the victim and was trying to talk to her. On 26.01.2024 she told the incident to Gaurav Harpal Sharma at 9.00 a.m. On 26.01.2024, son of applicant no.2 came to whom the victim gave understanding and he told her, “तुझ्या बापाची जागा आहे काय तु कोण आम्हाला विचारणार”. Then applicant no.2 came there and victim

gave understanding to her also. At that time, son of applicant no.2 was giving abuses to the brother of the victim and beat him. Therefore, the victim by giving phone call to her mother, called her and immediately her mother came. Applicant no.2 abused her mother and applicant no.1 also beat the mother of the victim and threatened her.

5] The role attributed to applicant no.1 who is sister of CCL and applicant no.2 who is the mother of CCL concern and in view of nature of allegations, it appears that their further detention behind the bars is not necessary. Therefore, the application is to be allowed. With this, I proceed to pass the following order:

ORDER

- 1] The application is allowed.
- 2] The applicants **Manasi Ajinkya Pise and Meena Shekhar Chandane** shall be released on bail upon furnishing P.R. bond in the sum of Rs.50,000/- each with surety in the like amount.
- 3] The applicants shall not tamper with the prosecution evidence in any manner.
- 4] The applicants shall submit their address proof and phone details as well as phone details of two close relatives to Investigating Officer.
- 5] The applicants shall not leave India without prior permission of the Investigating Officer.
- 6] Violation of any of the conditions imposed, shall amount the cancellation of bail forthwith.
- 7] Bail application stands disposed of accordingly.

Pune.
Date – 16.03.2024.

(S.P. Ponkshe)
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	- Sau.S.V.Thakar (Steno G-1)
Court Name	- Smt. S. P. Ponkshe, Addl. Sessions Judge, Pune.
Date of Order	- 16.03.2024
Order dictated on	- 16.03.2024
Order transcribed on	- 16.03.2024
Order signed by P.O.	- 16.03.2024
Uploaded on	- 16.03.2024