



**IN THE COURT OF SPECIAL JUDGE AT
PANVEL, DISTRICT- RAIGAD**

SPECIAL CASE NO.54/2026

The State of Maharashtra

---Prosecution

(Ulwe Police Station C.R. No.47/2026)

Vs.

Suraj Vishwanath Khillare

--- Applicant/Accused

Corum - M. B. Oza

Date - 20th July 2026

Appearance-

Ld. advocate Amol Khillare for accused.

Ld. Spl. P. P Smt. Thalkar for the State of Maharashtra.

Order Below Exh.3

1. The accused/applicant has filed regular bail application u/s.483 of BNSS in C.R. No.47/2026 registered at Ulwe police station for offence under section 137(2) & 64 of the BNS under section 4, 6, 8 & 12 of the POCSO Act, 2012 and under section 75 of the Juvenile Justice (Care and Protection of Children) Act. The accused is arrested on 26/02/2026 and presently in MCR.
2. The story of the prosecution is that complainant resides along with her husband, two sons and two daughters. On

3. 10/01/2025 the complainant returned back at 5:30 PM from work and found her daughter victim of age of 13 years 6 months is missing. She went and gave complaint of missing and C.R. No.47/202026 was registered. The victim were missing from 10/02/2026 to 20/02/2026. The victim was found along with accused. On 21/02/2026 victim stated that she went along with accused to Akola and went to house of accused. The victim against gave supplementary statement about accused committing rape on her on 25/12/2025. The came to be arrested on 26/02/2026. The accused also committed offence under section 137(2) & 64 of the BNS under section 4, 6, 8 & 12 of the POCSO Act, 2012 and under section 75 of the Juvenile Justice (Care and Protection of Children) Act was registered. The accused is arrested on 26/02/2026 and presently in the MCR. The investigation is over and charge-sheet is filed.
4. The applicant stated in his application that he is innocent. The applicant stated that false case is filed. Applicant stated that investigation is over and charge-sheet is filed. The applicant stated that victim on her own went with the accused. The applicant stated that accused was for sufficient period in custody and is in jail from 26/02/2026. The applicant stated that no recovery is made from the accused and further custody is not required. The applicant stated that he does not have previous criminal record. The applicant stated that he will not tamper with the evidence. The applicant stated that he will

attend the Court regularly and ready to abide by terms and conditions of bail. The applicant stated that his further custody is not required for investigation. The applicant prayed for regular bail.

5. The I.O. filed his say at Exh.4 and stated that the offence is serious. The I.O. stated that if accused is granted regular bail then he will threaten the complainant witnesses and tamper with the evidence. The I.O. stated that if accused is granted regular bail then he will abscond and also repeat similar offence. The I.O. finally prayed to reject the application.
6. Advocate for the applicant argued that accused is innocent and false complaint is given. The advocate for the applicant argued that accused in jail from last many months and charge-sheet is already filed .The advocate further argued that his custody is no more required. The advocate for the applicant argued that no recovery or discovery is pending. The advocate further argued that victim on her own went with the accused. The advocate further argued that there was no physical relations between the victim and accused. The advocate further argued that the accused has no criminal record and prayed to allow this bail application. While APP argued that offence is serious. APP further argued that there is positive medical evidence against the accused showing that accused has committed rape onthe victim. APP further argued that if bail is granted to the accused then he will threatened the complainant and witnesses. APP further argued that if bail is granted to the

accused then he will tamper with evidence and will abscond. APP prayed to reject the application.

7. Considered the application say and arguments of the both the sides. As per the case of prosecution the accused has committed offence under section under section 137(2) & 64 of the BNS under section 4, 6, 8 & 12 of the POCSO Act, 2012 and under section 75 of the Juvenile Justice (Care and Protection of Children) Act. As per documentary evidence the victim was the age of 12 years 8 months at the time of incident. The accused is of age of 24 years quite mature and understands his acts. The age of victim is not of understandable age. The supplementary statement of victim also goes to show that accused has committed rape on her. The victim has also undergone medical examination which also shows that accused has committed penetrative sexual assault. The acts of accused are of serious in nature. Prima-facie evidence shows that the accused has kidnapped the victim and committed rape. If bail is granted to the accused in such serious offence there is chances of threatening the complainant witnesses and tampering of witnesses and evidence. There are chances that accused may abscond due to which the trial will suffer. Hence, I pass following order.

ORDER

1. Application of accused Suraj Vishwanath Khillare for bail in C.R. No.47/2026 of Ulwe Police Station is rejected.

2. Registry is directed to inform accused about this order on e-mail.

(Application is disposed of accordingly)

Sd/-

Panvel
Date - 20/07/2026

(Mr. M. B. Oza)
Special Judge,
Panvel, Dist.-Raigad