

CRI.B.A. No.2151/2016**Order Below Ex.1.**

1] The applicant has moved this court under Section 439 of The Code of Criminal Procedure of the offences punishable under Section 8 and 11 of the protection of Children from Sexual Offences Act,2012 and under Section 354 of the Indian Penal Code. It is alleged that on 31.05.2016 at about 7.30 p.m. when the daughter of the complainant i.e. victim girl playing outside the house and when she came there was lock in the house. The victim girl then inquired with the applicant about the keys of the house, at that time, applicant caught hold hand of the victim girl and touched the hand of victim girl into his private part. The applicant outraged the modesty of the victim girl. FIR thus came to be lodged.

2] It is contended that the applicant has been falsely implicated in this case. There is no direct or indirect evidence against the applicant. There are no bad antecedents against the applicant. He is permanent resident of Pune, having roots over there. Hence, this is the application.

3] The application is opposed by the State by filing say at Exh.3. It is contended that the offence is serious. The investigation is yet to complete. It is submitted that if the applicant is released on bail, there is possibility of repeated crime and tampering with the witnesses. The offence is serious one. Investigation is yet to complete. The rejection is thus

prayed for.

4] Heard the Ld. A.P.P for prosecution and the learned counsel for applicant. The offence is serious but, the personal custody of applicant is not required for the purpose of investigation. Offences are bailable. Moreover, the applicant is the permanent resident of place mentioned having roots over there. With this, I proceed to pass the following order -

ORDER

- 1] The application is allowed.
- 2] The applicant Pradyughna Govindrao Dhongade be released on his executing P.R. bond of Rs. 15,000/-, with one surety in the like amount.
- 3] The applicant shall supply documentary evidence of his permanent address and shall file affidavit in support thereof.
- 4] The applicant shall not tamper with the prosecution witnesses in any manner and shall co-operate the investigating agency as and when required.
- 5] The applicant shall not meet the victim girl till the trial is over.

Pune.
Date – 20.06.2016

(Mangala J. Dhote)
Additional 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.Mangala J Dhote, Additional
Sessions Judge, Pune.

Date of order - 20.06.2016

Order signed by P.O. - 20.06.2016

Order uploaded on - 04.07.2016