

CRI.Bail Appln.no.1728/17**Order Below Ex.1.**

1] Applicant has filed this application under Section 439 of the Code of Criminal Procedure for grant of bail in Crime No. 358/2017 registered at Lonikand Police Station under section 354A of IPC and under section 8 and 12 of Protection of children from sexual offence Act 2012. The prosecution has resisted the application by filing the written say Exh.3. Heard learned advocate for the applicant and APP for State.

2] In short the contention of the applicant is that he has been involved in false matter. The victim girl has lodged the alleged FIR on 23.05.2017. it is alleged that the applicant pressed the breast of the victim girl and kissed her and outraged her modesty. The leaned Advocate for the applicant submitted that he has been falsely implicated in this case. The investigation of this crime is practically completed. The applicant will co-operate the IO during investigation. Therefore, he submitted to release the applicant on bail.

3] APP for the State is submitted that The offence is of serious in nature. The investigation of this crime is in progress. If the applicant is released on bail, he will pressurize the witnesses. Therefore, he submitted to reject this application.

4] I have gone through the copy of FIR and papers of investigation. The punishment for the above offences is less than five years. The investigation of this crime is practically completed. The prosecution has resisted this application on the ground that if the applicant is released on bail, he will pressurize the witnesses. However, if the conditions are imposed and the applicant is prevented to enter the village where the victim girl and witnesses resides, the purpose of the prosecution will be

served. For all these reasons, I am inclined to grant this application. With this, I proceed to pass the following order -

ORDER

- 1] The application is allowed.
- 2] The applicant Rajnath Ramdhar Pathak be released on executing P. R. bond of Rs.20,000/-, with one or two solvent sureties in the like amount.
- 3] The applicant is directed to attend Lonikand Police Station on each Monday in between 11.00 a.m. to 1.00 p.m. till filing of chargesheet.
- 4] The applicant shall not directly or indirectly make any inducement, threats or promise to any person acquainted with the facts of the accusation against him so as to dissuade them from disclosing such fact.
- 5] The applicant shall co-operate the IO during investigation and he shall remain present before the IO as and when required for investigation.

Pune.

(R.N.Sardesai)

Date – 17.06.2017

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 - R.N.Sardesai, Additional Sessions
Judge, Pune.

Date of order - 17.06.2017

Order signed by P.O. - 17.06.2017

Order uploaded on - 23.06.2017

