

ORDER BELOW EXH.1

The applicant Vitthal Narayan Dargude was arrested on 31.03.2024 in connection with C.R. No. 139/2024 registered in Chinchwad Police Station under Section 354, 452 of the Indian Penal Code and under Section 7,8 of the Protection of Children from Sexual Offences Act, 2012. He has filed this application for bail under Section 439 of the Cr.P.C. He contends that this is his first bail application and no other bail application is pending in any other Court.

2. The indictment of the applicant as it reveals from the allegations in the FIR and other investigating papers is that on 31.03.2024 the informant got up early in the morning at about 5.00 a.m. as there was Ramdan fast. She got fresh and in the meantime, her daughter aged 15 years also got up and she went into kitchen to drink water but she suddenly crying and the informant and her husband rushed to the kitchen and asked her as to what happened. She told that the applicant aged 23 years residing adjacent towards kitchen entered into the kitchen and caught hold her hand and kissed her forehead and when she shouted, he has run away. The informant and her husband went to his house and his parents were standing at the door. They narrated the incident to them but they told that their son is not present there. Police were informed and the complaint was lodged against the applicant and he was arrested.

3. The applicant has denied all the allegations and he contends that he has been falsely implicated in this crime. The offences are not

punishable with death or life imprisonment. The complaint is lodged afterthought at belated stage. Shri. D.S. Soni, the Ld. Advocate for the applicant submits that the investigation is completed and charge-sheet is filed which is under scrutiny. The applicant is local resident and he will not flee away and will abide by all the conditions. He has no criminal antecedents. Hence, the Ld. Advocate submits that the applicant be released on bail.

4. The application is resisted by the Investigating Officer by filing say (Exh.4). The offences are punishable for the imprisonment not more than 7 years. Investigation is completed and the charge-sheet is filed. Therefore, I find no reason to keep the applicant behind the bar for uncertain period. Suitable conditions would serve the purpose of apprehension posed by the prosecution. Having found this, I am inclined to release the applicant on bail on certain conditions. Hence, the order -

ORDER

- 1] The application is allowed.
- 2] The applicant Vitthal Narayan Dargude, who was arrested on 31.03.2024 in connection with C.R. No. 139/2024 registered in Chinchwad Police Station under Section 354, 452 of the Indian Penal Code and under Section 7,8 of the Protection of Children from Sexual Offences Act, 2012, be released on bail on his furnishing P.R. bond in the sum of Rs.30,000/- with surety of the like amount.
- 3] The applicant shall not tamper with the prosecution evidence in any manner. He shall not pressurize the victim, informant and family members and witnesses and shall not indulge in any offence.

- 4] The applicant shall not contact with the victim and family members, in any manner.
- 5] The applicant shall submit his address proof and phone details as well as phone details of two close relatives.
- 6] Violation of any of these conditions would entail a ground for cancellation of bail.
- 7] Bail application stands disposed of accordingly.

Pune.
Date – 25.06.2024.

(S.R. Salunkhe)
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	- S. R. Salunkhe, Addl. Sessions Judge, Pune.
Date of Order	- 25.06.2024
Order dictated on	- 25.06.2024
Order transcribed on	- 25.06.2024
Order signed by P.O.	- 25.06.2024
Uploaded on	- 26.06.2024