

ORDER BELOW EXH.1

1] Perused application and say. Heard Advocate for applicant and APP for the State.

2] This is first bail application filed under section 439 of Cr.P.C. by applicant in respect of his arrest in C.R. No.395/2019 registered at Wanowarie Police Station for the offence punishable under section 354-D, 506, 507 of the Indian Penal Code and under section 12 of the Protection of Children from Sexual Offences Act, 2012. It is alleged that mother of victim aged about 16 years lodged report stating that in April-2019 victim told her that one unknown person was making phone call to her repeatedly and gave threats on phone. When first informant made call on that number, then said person told his name Rahil Bangi i.e. present applicant. On 25.6.2019, victim went to take admission in Poona College, at that time applicant followed her, therefore she was frightened and returned to house without taking admission.

3] According to applicant he is falsely implicated in this matter. Investigation is practically over. He is 22 years old and doing service. He is resident of Bhavani Peth, Pune. He has no criminal antecedents. He is ready to abide the conditions. Hence, he prayed to release him on bail.

4] APP and Investigating Officer objected this application on the ground that investigation is in progress. Applicant will pressurize victim and witnesses. There is possibility of tampering prosecution

evidence. So, they prayed to reject the application.

5] Allegations against the applicant are serious. Applicant is sufficiently interrogated. From statement of victim and first informant role attributed to applicant can be gathered. She made allegations of sexual harassment by following her and by making repeated phone call to her by applicant. Considering allegations and nature of offence, investigation is practically over. Personal custody of applicant is not required. He is doing service and his family members are depending on him. Applicant has no criminal antecedents. No purpose would serve by keeping the applicant behind bar for unknown period. Due to all above reasons application deserves to be allowed with following order -

ORDER

- 1] The application is allowed.
- 2] The applicant Rahil Abdul Hamid Bangi be released on executing P.R. bond of Rs.30,000/- with one or two solvent sureties in the like amount.
- 3] The applicant shall not tamper the prosecution witnesses in any manner.
- 4] The applicant shall attend Wanowarie Police Station on every Monday between 11.00 a.m. to 2.00 p.m. till the charge-sheet is filed.
- 5] The applicant shall not meet the victim and threat and pressurize the victim, shall not repeat the offence, shall not enter into vicinity of residence of victim.
- 6] The applicant shall co-operate investigating machinery as and when required.

7] Prior to furnishing surety, the applicant shall submit his address proof, mobile number and inform about the change in address and mobile number.

Pune.
Date – 26.7.2019.

Sd/-
(R.V.Adone)
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	- Arya Nikam (Stenographer G-1)
Court Name	- Smt. R.V.Adone, Addl.Sessions Judge,Pune.
Date of Order	- 26.7.2019.
Order signed by P.O.	- 26.7.2019.
Order uploaded on	- 26.7.2019.