

ORDER BELOW EXH.1

1] Perused the 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. 435/19 registered at Hadapsar, Police Station for the offence punishable under section 363, 354 r/w. S. 34 of the Indian Penal Code and under sections 8, 12, 17, of the Protection of Children from Sexual Offences Act, 2012. It is alleged that father of victim lodged report of her missing. During investigation it revealed that main accused kidnapped victim from lawful guardianship of her parents, he took her at Ambegaon Budruk, Tal- Haweli, Dist- Pune, applicant kissed her and outraged her modesty. Present applicant is father of main accused. He helped main accused by assisting main accused to keep minor victim since 10.08.2019 till 17.08.2019.

3] According to applicant he is falsely implicated in this matter. He is not concerned with alleged offence. It is case of love affair and friendship between victim and main accused. Investigation is practically over. He is permanently residing at Ambegaon Budruk, Tal-Haweli, Dist- Pune. He has no criminal antecedents. He is ready to abide the conditions. Hence, he prayed to release him on bail.

4] APP objected this application on the ground that main accused kidnapped and kept victim with him for about three months. Present applicant being father of main accused assisted him. He will pressurize victim and witnesses. There is possibility of tampering prosecution evidence and witnesses. She prayed to reject the application.

5] Allegations against the applicant are serious. Applicant is sufficiently interrogated. There is allegation of sexual harassment of victim by main accused by kidnapping her. Victim is more than 17 years old. She has attained age of understanding. Considering nature of offence investigation is practically over. There is no allegation of sexual assault. Applicant is resident of Ambegaon Budruk, Ta-Haweli, Dist- Pune. Applicant has no criminal antecedents. No purpose would serve by keeping the applicant behind bar for unknown period. Due to all above reasons and as applicant is resident of Pune, application deserves to be allowed with following order -

ORDER

- 1] The application is allowed.
- 2] The applicant Sanjay Ramdas More be released on executing P.R. bond of Rs.20,000/- 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 Hadapsar 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.
- 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.

Sd/-

Pune.
Date – 31.08.2019.

(R.V.Adone)
Addl.Sessions Judge, Pune.

CERTIFICATE

“ I affirm that the contents of the P.D.F. File Judgment are same word for word as per original judgment.

Name of Steno	- Shri.P. D. Mane, (Stenographer G-III)
Court Name	- Smt. R.V.Adone, Addl. Sessions Judge,Pune.
Date of Order	- 31.8.2019.
Order signed by P.O.	- 31.8.2019.
Order uploaded on	- 04.9.2019.