

ORDER BELOW EXH.1

1] This is an application for bail filed by the applicant u/s. 439 of Code of Criminal Procedure in connection with CR No. 306/2022 registered with Kothrud police station for the offences punishable under Sections 354-D, 294, 352, 509, 506 of the Indian Penal Code and under Sections 12 of the Protection of Children from Sexual Offences Act. [Hereinafter the Indian Penal Code referred to as “IPC” and the Protection of Children from Sexual Offences Act referred to as “POCSO Act” for the sake of brevity.]

2] The prosecution has filed say and opposed this bail application.

3] Heard Ld. Advocate for the applicant and Spl.P.P. for the State. Perused application, say filed by the prosecution and police papers.

4] The victim aged 16 years 11 months old lodged report against present applicant and co-accused Amir on 25.12.2022 by making allegations against them that she did not know complete name of both and from 2021 to 25.12.2022, they both followed her by Aactiva vehicle and to seek attention of the victim, they made different voice and gave whistles and the applicant expressed that he likes the victim and wanted to talk to her and even he went on her person and gave her threat.

5] Prima facie it seems that at the time of incident dated 25.12.2022 her sister was along with her and the applicant followed the victim and made voices to seek her attention. It appears that CC TV footage has been collected during the investigation and vehicle has been seized. Thus, it seems that in view of nature of

allegations and as recovery has been done, his further detention behind the bars is not just and necessary. Considering the allegations against the applicant, it is just to impose stringent conditions upon the applicant, while releasing him on bail. Therefore, application is to be allowed. With this, I proceed to pass the following order:

ORDER

- 1] The application is allowed.
- 2] The applicant **Shailesh Raju Dheere** shall be released on bail upon furnishing P.R. bond in the sum of Rs.50,000/- with surety in the like amount.
- 3] The applicant shall attend concerned police station on every Monday and Friday between 10.00 am to 11.00 am till filing of the charge-sheet.
- 4] The applicant shall not tamper with the prosecution evidence in any manner. He shall not pressurize the victim and family members and witnesses and shall not indulge in any offence.
- 5] The applicant shall not contact with the victim and family members, in any manner.
- 6] The applicant shall not confront to the victim and not to enter in the area where the victim is residing.
- 7] The applicant shall submit his address proof and phone details as well as phone details of two close relatives to Investigating Officer.
- 8] The applicant shall not leave India without prior permission of the Investigating Officer.
- 9] Violation of any of the conditions imposed, shall amount the cancellation of bail forthwith.
- 10] Bail application stands disposed of accordingly.

Pune.
Date -16/01/2023.

(S.P. Ponkshe)
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	- Smt. S. P. Ponkshe, Addl. Sessions Judge, Pune.
Date of Order	- 16.01.2023
Order dictated on	- 16.01.2023
Order transcribed on	- 16.01.2023
Order signed by P.O.	- 17.01.2023
Uploaded on	- 17.01.2023