

Special Case No. 40/2020
CNR No.MHPA040005282020

Order below Exh.01 in Special case No. 40/2020

(1) Heard, learned A.P.P. Shri S.D.Kute and Advocate Shri A.P. Deshmukh, for the accused on the point of framing charges and also perused draft charges Exh. 11 filed by A.P.P.

(2) On perusal of the F.I.R., filed by victim child having age about 15 years, statements of eye witnesses on the point of kidnapping of the victim, show that the accused on 19.05.2020 about 03.30 a.m. when the victim came out of house of Raisabee for keeping her fast during Ramzan, the accused forcibly pulled her into his car No. MH-29-AD-3171 and brought her near Damkiondewar hospital at Hingoli. The statement of the victim also shows that the accused wrongfully confined her into the car till 06.30 a.m., and also outrage her modesty, and committed her sexual harassment by pulling her near his body after holding her hand, and told her that she should marry with him, and also slapped her. So also the statement of the victim shows that the accused also threatened to kill her if she discloses the incident to any one. Thus, prima facie material on record show that the accused had committed the offence under Section 366, 354-A, 354, 342, 506, 323 of the Indian Penal Code, and under Section 8 and 12 of the POCSO Act.

(3) Therefore, I proceed to frame charges for the offences under Section 366, 354-A, 354, 342, 506, 323 of the Indian Penal Code, and under Section 8 and 12 of the POCSO Act.

Date: 20/01/2021

(N.B.Shinde)
Special Judge, Hingoli.