

ORDER BELOW EXH-1 IN CRI. BAIL APPLICATION NO. 53/2026.

(Haribhau Gangadhar Pawar Vs. State)

MHAH130001212026

1. This application is for regular bail U/Sec. 483 of BNSS.
2. Victim is a girl aged about 17 years. It are allegations that on 14.02.2026, accused had kidnapped victim and committed penetrative sexual assault.
3. Victim in her statement stated that accused used to call her in his house and was promising her that he would marry her. When wife of accused came to know about the relations between accused and victim, wife of accused informed mother of victim.
4. Ld. Advocate for accused argued that relations were consensual and accused has not committed any act forcibly.
5. However, distinct fact of this case is that, victim is below 18 years of age and accused is about 40 years of age. Even from the statement of victim, it is gathered that daughter of accused is married.
6. Considering the age difference between accused and victim, it can not be said that it was consensual act.

Rather, it is heinous act of accused to entice a girl who is below 18 years of age.

7. Ld. Additional Public Prosecutor argued that, if bail is granted in such type of a case, a wrong message will pass in the society.

8. Considering the facts and circumstances of this case, further that accused and victim reside in one and the same village. It will not be proper to release accused on bail. Hence, I pass following order.

:: ORDER ::

The application is rejected.

Date :09/03/2026
Place : Newasa

(R. R. Hastekar)
Additional Sessions Judge, Newasa