

**ORDER BELOW EXHIBIT-1**  
**In Criminal Bail Application No.25/2026**  
(Pawan Dilip Nagale Vs. The State of Maharashtra)  
(CNR NO.: MHAK050001312026)

---

1. This is second application for bail, after filing charge-sheet under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023. The applicant is projected as an accused in Crime No.542/2025 registered with Akot City Police Station for offences punishable under Sections 64(2)(m), 81, 87, 89, 115(2), 336(3) and 351(2) of the Bhartiya Nyaya Sanhita, 2023.

**Prosecution case is as follows :**

2. The informant lodged report at Akot City Police Station on 15.12.2025 informing that, till year 2021 she was residing with her family at Shivaji Nagar, Mothe Bargan Akot. The applicant used to harass her continuously. Therefore, she and her family started residing at Chohotta Bajar. On 09.01.2024 at about 12.30 noon the applicant made phone-call to the victim and told that, she should meet him near Public School Chohotta Bajar, otherwise he would come to her house. Therefore, she went towards Public School Chohotta Bajar to meet the applicant. The applicant told her that, she should marry with him, otherwise he would kill her family members. Therefore, the victim got frightened. He took her to an office at Amaravati. He forced her to put her signatures on some papers. He made her to put garland to him and snapped a photograph. He thereby projected that, his marriage was solemnized with the victim. The applicant took her to a lodge. Both stayed there overnight. On the next morning, they went to the house of applicant at Akot. Till 05.10.2025 the victim stayed with the applicant at his house at Akot. In the said period, the applicant used to do forcible sexual assault. The victim got pregnant thereby. Thereafter, the applicant forcibly

made her to undergo abortion at a hospital at Akola in the month of September 2024. Later on, the applicant used to bring one girl as his friend at house. The applicant used to tell the victim that, he would marry with the said friend. If the victim opposed, he used to beat her. It was later on revealed that, the marriage certificate of the applicant and the victim did not bear name of the victim. As such it was falsely projected that, marriage of the applicant and the victim was solemnized. Upon such report the investigation did swing into motion. The applicant came to be arrested on 15.12.2025. Initially he was in police custody and now he is in judicial custody. Now the investigation has been completed and charge-sheet has been filed, committed and awaits framing of charge.

3. According to the applicant, marriage of the applicant and the victim was solemnized on 09.01.2024. The victim cohabited with the applicant till 15.12.2025. There was no grievance or complaint during the said matrimonial cohabitation. The applicant is husband of the victim. The victim was subjected to treatment and sonography at Dr. Sawarkar Hospital. It was revealed that, the abortion was done as per the medical advice as there were medical anomalies in the pregnancy. The said medical termination of pregnancy was with the consent of the victim. The applicant has no criminal antecedents. There is delay in lodging FIR. The entire investigation has been completed. Applicant is ready to abide by the conditions as may be imposed by the Court in respect of bail. Accordingly, the applicant prayed for bail.

4. The victim and State Prosecution opposed the bail by submitting that, there is overt role attributed against the applicant. If the applicant is released on bail he would tamper with the evidence and would pressurize the witnesses. The investigation is completed

which shows overt role of the applicant. There are serious allegations about sexual harassment, assault, illegal termination of pregnancy against the consent of the victim. Applicant as such should not be released on bail. In this premise, the application is opposed.

5. Heard Ld. Advocate Shri Walsige for the applicant and Ld. APP Shri Deshmukh for the State Prosecution. Perused the available material.

6. Points for determination and findings thereon are as follows.

<b>Sr.No.</b>	<b>Points</b>	<b>Findings</b>
1.	Does the applicant prove that, he has made out ground for bail u/s. 483 of BNSS on changed circumstances?	Yes
2.	Whether the applicant is entitled to bail as prayed for ?	Yes
3.	What order ?	As per final order.

**REASONS**

**AS TO POINT NOS.1 AND 2 :**

7. While appreciating merits of the application contentions, it may be noted at the outset that the investigation stands completed in its entirety. It is pertinent to note that, the victim allegedly left her home on 09.01.2024 and resided with the accused until 05.10.2025, a period spanning approximately 18 months. During this time, the victim relocated across several locations, including Chohotta Bazar, Amravati, Paratwada, Akot. She interacted with various individuals, including representatives of the Chandravila Trust concerning her marriage with the applicant/accused, sought medical attention at a

hospital for an alleged miscarriage and engaged with numerous other persons. Strikingly, throughout this 18 month duration, the victim lodged no complaint whatsoever regarding any incident of rape or any cognate offence. It may further be noted that, although an alleged forced abortion is claimed, the procedure was conducted under medical supervision at the District Women Hospital, Akola. Even at that facility, no overt complaint was made by the victim in respect of the alleged violence or rape.

8. Upon bare perusal of the documents furnished by the Chandravila Trust, the factum of solemnization of marriage stands glaringly established. These materials, coupled with the attendant circumstances, prima facie disclose the absence of any violence or overt acts attributable to the offences alleged in the FIR. It is material to note that, the applicant bears no criminal antecedents. Notably, the FIR was registered after an inordinate delay of 18 months. The genesis of the dispute appears to stem from the informant's name being omitted from the marriage certificate—a defect duly explained by one Swati Mahesh Deshmukh. Statements from witnesses including Manish Patel, Vaibhav Telgote, Santosh Dethe and others, further corroborate the prima facie solemnization of the marriage.

9. These circumstances tilt decisively in favour of granting bail to the applicant. The completion of the investigation strengthens this position. The prior bail application (No.201/2025) stood rejected solely on the ground of pending investigation, which spanned locations including Akot, Amravati, Chohotta Bazar (Akola), and Paratwada. That impediment no longer persists. In this backdrop marked by the established factum of marriage, the fatal delay in setting the law in motion and the applicant's clean record—bail application needs to be allowed subject to certain conditions.

Accordingly the points are answered to that tune. Hence, the order -

**ORDER**

1. The application is allowed.
2. Applicant Pawan Dilip Nagle be released in Crime No.542/2025 registered with Akot City Police Station for offences punishable under Sections 64(2)(m), 81, 87, 89, 115(2), 336(3) and 351(2) of the Bhartiya Nyaya Sanhita, 2023, on P.B. and S.B. of Rs.50,000/-, subject to following conditions-
  - a) The applicant shall not commit any offence similar to the offence of which, he is accused of.
  - b) The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him from disclosing such facts to the Court or to any Police officer or tamper with the evidence.
  - c) The applicant shall not met or contact with the victim.

Place : Akot,  
Date : 06.03.2026.

(B. M. Patil)  
Additional Sessions Judge,  
Akot.

Cril.B.A.No.25/2026

..6..

Order below Exh.1.