

 CNR NO. MHAM010017762026	Sessions Case No. 120/2026 State Vs. Hanumant
---	--

ORDER BELOW EXH. 04
(Passed on 23rd June, 2026)

This is an application filed by applicant/accused Hanumant Tukaram Bawane for regular bail U/Sec. 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (B.N.S.S.).

02. It is the case of prosecution that, victim is mentally retarded and her marriage has been performed with Laxmanrao Hanumantrao Bawane on 11/05/2023. Accused is father in law of the victim. After marriage, she is residing at Virual Ronghe with her husband and accused. In the year 2025, the victim went to her maternal house. That time victim told to her mother that, when her husband was at work and no one else was at home, her father-in-law/applicant would pull her close, force her to remove her clothes and sexually assault her. Sometimes her brother-in-law Yadav Hanumantrao Bawane also established sexual relations with her. Thereafter, victim's father dropped her at her matrimonial house. Then on 04/03/2026, victim called her mother and told that, her father in law spoke to her in an obscene manner and told her to remove her clothes. Thereafter, on 05/03/2026, the victim called her mother and was crying on the mobile phone. She has told her that, applicant has removed her clothes and established physical relations with the victim forcefully. So, informant/mother of the victim lodged report against the accused. On the basis of said report, offence was registered and after completion of investigation, charge sheet is filed.

03. It is the contention of applicant/accused that, he is innocent

and falsely implicated by the informant. He has not committed any offence. He is in jail since more than 80 days. Hence, He prayed to allow the application.

04. Ld. APP and Investigating Officer filed say at Exh. 07 and strongly objected to allow the application on the ground that, victim is mentally retarded and applicant committed alleged offence with her. The offence is serious one. If applicant released on bail, then he may pressurize the witnesses and also commit similar offence in future. Hence, prayed to reject the application. Informant filed her say at Exh.06 and strongly objected to allow the application.

05. On perusal of case diary, it appears that accused committed penetrative sexual assault on mentally retarded victim. The accused is father in law of victim and inspite of that he has committed alleged offence by taking disadvantage of mental condition of victim. Offence is serious and grave in nature and punishable with imprisonment of life. As offence committed with mentally retarded victim, it is not proper to release applicant at this stage, when evidence of victim is yet to be recorded. If accused released at this stage, there is every possibility that he may pressurize the victim. Considering the nature and gravity of the offence, I am inclined to reject the present application. Hence, I pass following order:

ORDER

The Application is hereby rejected.

(Sonali M. Kanakdande)
Special Judge (POCSO)
Amravati.

Date:- 23/06/2026

CERTIFICATE

“I affirm that the contents of this PDF file Order are same word for word as per original order.”

Name of Steno	:	Mrs. N.A. Shukla (Stenographer Grade - II)
Court Name	:	Sonali M. Kanakdande Special Judge (POCSO) Amravati.
Date of Decision	:	23/06/2026
Order signed by PO	:	23/06/2026
Uploaded on	:	23/06/2026