

MHBI180001562026



**ORDER BELOW EXH. 1**  
**Shukracharya Sundarrao Neharkar**  
**V/s.**  
**State of Maharashtra**

This is an application filed under Section 482 of BNS by accused /applicant Shukracharya Sundarrao Neharkar in Crime No. 133/2025 for offence punishable under Sections 137(2), 96, 49, 351(2) (3) of BNS 2023 and under Section 12 and 17 of the POCSO Act, 2012, registered with Kaij Police Station, Dist. Beed.

2. Brief facts of the case as per FIR that victim is the daughter of informant. On 02/04/2025, at about 11.30 p.m. informant learnt that her daughter was missing from the house. She further learnt that her daughter had called a particular mobile number. Informant realized that victim was taken away by the person having the said mobile number. She searched the victim, who was 12 years 01 month old, but she could not find her. Therefore, she gave FIR of kidnapping. Subsequently, on 03/04/2025, victim was brought to Kaij police station and she gave statement at about 11.30 p.m. her step father Machindra Chate had come there and he took her under the pretext of sending to her school and taking care of her. After some distance, she saw Rushikesh Neherkar and Deepak Neherkar standing alongwith one aged person. Machindra Chate spoke to the aged person and he gave some money to Machindra Chate. He then said to victim and Rushikesh Neherkar to go anywhere and reside as husband and wife

and till they get eligible age of marriage. Subsequently, he threatened the victim not to divulge the fact to her mother or else he would kill her mother. Subsequently, she accompanied Rushikesh Neherkar and Deepak Neherkar on motorcycle. When they reached at Barshi, police intercepted them. Before that Deepak Neherkar jumped from the motorcycle and ran away. Rushikesh Neherkar and victim were handed over to Kaij Police Station.

3. It is submitted that allegations in the FIR are false. The the present applicant is falsely implicated. Present applicant has not committed any crime. He has not committed any offence with sexual intent against the victim. The present applicant is charged with offence of aiding and abetting. The main accused are arrested. Applicant is local resident and ready to abide all conditions. Hence, prayed to grant anticipatory bail.

4. Notice was issued to State. APP filed reply. I.O. filed report. Father of the victim also filed pursis and thereby adopted the reply of prosecution. APP submitted that offence is serious in nature. Investigation is at primary stage. If application is granted then there is every possibility of tampering and threatening the prosecution witnesses. Hence, prayed to reject the anticipatory bail application.

5. It appears that the charge-sheet is already filed. It means that the investigation is completed. The charge-sheet has been filed in absence of present applicant. After going through the charge-sheet, it

appears that the allegations of prosecution are only that the present applicant gives the amount for the purpose of marriage to the father of the victim Machindra. However, though, Machindra is arrested and charge-sheeted, but, the said amount is not recovered. Apart from that there is a family dispute between the parties. Thus, accused is entitled for the protection from his arrest. Therefore, I come to the conclusion that applicant is entitled for anticipatory bail. Hence, I proceed to pass the following order;

**ORDER**

1. Anticipatory Bail Application is allowed.
2. In the event of arrest, the applicant Shukracharya Sundarrao Neharkar shall be released on bail on executing PR of Rs. 25,000/- (Rs. Twenty Five Thousand only) with one sureties in the like amount on the condition.
3. He shall not directly or indirectly make any inducement threat or promise to any other persons acquainted with the facts of the accusation against him so as to dissuade them from disclosing such facts to the court or to any other officer.
4. Breach of the any of the conditions shall entail cancellation of bail.
5. Applicant to attend Kaij Police station on every Sunday and Wednesday for one hour till filing of the charge-sheet.
6. Inform the concern police station accordingly.

Date : 18/03/2026.  
Place: Kaij.

(S.B. Bhajipale)  
Addl. Sessions Judge,  
Kaij

CERTIFICATE

"I affirm that the contents of this PDF file are word to word as per original Judgment/order."

(G. N. Ghayal)  
Steno Grade-1

Dictated On : 18/03/2026.  
Transcribed on : 18/03/2026.  
Checked & signed on : 18/03/2026.