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**IN THE SPECIAL COURT FOR PROTECTION OF CHILDREN FROM
SEXUAL OFFENCES ACT, 2012 AT FORT, GREATER BOMBAY.**

**ORDER BELOW APPLICATION EXHIBIT NO.11
IN
POCSO SPECIAL CASE NO.546 OF 2024
[CNR NO.MHCC02-005012-2024]**

Govind Taru Rathod

..Applicant/Accused

V/s.

The State of Maharashtra,

(Wadala T.T. Police Station, Mumbai.)

C.R.No.95/2024 dated 08/02/2024

..Respondent/Prosecution

Appearance :

Accused in person.

Ld. SPP Ms. Veena Shelar for the prosecution.

CORAM : H.H. THE ADDL. SESSIONS JUDGE

PRIYA P. BANKAR

**THE DESIGNATED JUDGE UNDER
PROTECTION OF CHILDREN FROM
SEXUAL OFFENCES ACT, 2012.**

COURT ROOM NO.28

DATE : 22ND NOVEMBER, 2024

O R A L O R D E R

1. This is the fourth bail application for grant of bail filed by applicant/ accused in connection with the C.R.No.95/2024 dated 08/02/2024, registered with Wadala T.T. Police Station, Mumbai, for the offences punishable u/s.376-A, 376-B, 354, 354-B, 506 of the Indian Penal Code and u/s.4, 6, 8, 12 of the Protection of Children from Sexual Offences Act, 2012.

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2. Applicant/accused is seeking bail on the ground that his son is 04 to 05 years old and he is admitted in the Sion Hospital. There is no one to look after his son and therefore, praying to release him on bail.

3. Ld. SPP has filed her Say and has strongly opposed the application on the ground that the offence has been committed with a minor victim girl. If accused is released on bail, there are chances that accused will abscond and will not make himself available during the trial. Hence, submitted to reject the bail application.

4. Heard accused and Ld. SPP Ms. Veena Shelar for the prosecution. Perused the record and proceeding.

5. Accused has also submitted that his bail application is pending before the Hon'ble High Court. The record shows that previous bail application was rejected on 02/05/2024. At present also his bail application is pending before the Hon'ble High Court. So, this application to release the accused on bail is not maintainable, as there is a possibility of two different orders. The reason mentioned by the accused is also not found satisfactory to release him on bail as the offence is of serious in nature and has taken place with a 09 years old victim girl. In view of above, I do not find it is proper to release the accused on bail. With this, I proceed to pass the following order :-

ORDER

1. Application (Exh.11) for grant of bail in Special Case No.546/2024, is hereby rejected.

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2. Application is disposed off accordingly.

(Dictated and pronounced in open Court).



**Date: 22/11/2024
Mumbai**

(PRIYA P. BANKAR)
Designated Judge under
Protection of Children from
Sexual Offences Act, 2012,
for Gr.Bombay

Dictated on	: 22/11/2024
Transcribed on	: 25/11/2024
Draft given on	: 25/11/2024
Corrected by HHJ on	: 28/11/2024
Received correction on	: 28/11/2024
Finalized on	: 28/11/2024
Given for signature on	: 28/11/2024
Signed on	:

“CERTIFIED TO BE TRUE AND CORRECT COPY OF THE ORIGINAL SIGNED ORDER.”	
28/11/2024 at about 05.50 p.m.	Vidya Abhijit Mande Stenographer (Grade-I) Court Room No.28, Gr. Mumbai
Name of the Judge (With Court Room No.)	SMT PRIYA P. BANKAR, Judge, City Civil Court & Addl. Sessions Judge Court Room No.28, Gr. Mumbai
Date of Pronouncement of ORDER	22/11/2024
ORDER signed by P. O. on	28/11/2024
ORDER uploaded on	28/11/2024 at about 05.50 p.m.