

Special Case No.38/2026
(CNR-MH-DH-01-000677-2026)

Milind Ravindra Pawar. Applicant.

-versus-

The State of Maharashtra. Respondent.

Order Below Exh.4

Accused has sought regular bail under Section 483 of Bhartiya Nagarik Surksha Sanhita, 2023, in connection with Crime No.03/2026 registered with Sakri Police Station, Dhule for the offences punishable under Sections 64(1), 74, 75(1), 351(2), 352 of Bhartiya Nyaya Sanhita, 2023 and sections 4, 8, 12 of Protection of Children from Sexual Offences Act, 2012.

2] Brief facts of the prosecution case are as under;

On 02/01/2026 informant lodged F.I.R. that, she knows the accused. In the month of August accused came to informant and expressed his love towards her. She accepted his proposal. Accused also assured the informant that he will marry her. On 30/11/2025 at about 10:00 a.m. accused called the victim in a cafe and there he touched breasts of victim and demanded sexual pleasure. On 12/12/2025 at about 10:00 a.m. accused made phone call to the informant and told that they are going in a hotel. Therefore informant went with the accused in a room at Sairat Hotel, Sakri. There accused established physical relations with her under the pretext of marriage. Thereafter again on 23/12/2025 accused came to the house of informant's grandmother and committed sexual intercourse with her by giving assurance to marry her. When informant asked the accused about marriage, he told her that her will marry after on attaining

majority. On 29/12/2025 accused posted informant's photo with him on Instagram status. Therefore again informant asked him about marriage, to which he refused. Informant's brother saw said photographs and on 31/12/2025 he along with other family members went to the house of accused. At that time accused abused the informant's brother and mother in filthy language. Thereafter on 01/01/2026 at about 09:00 a.m. a meeting of reputed persons from the society was held. In the said meeting also accused abused informant's brother and mother in filthy language and threatened to kill them. On these allegations F.I.R. was lodged against accused vide section 64(1), 74, 75(1), 351(2), 352 of Bhartiya Nyaya Sanhita, 2023 and sections 4, 8, 12 of Protection of Children from Sexual Offences Act, 2012 at Sakri police station vide C. R. No. 03/2026. Applicant was arrested on 20/01/2026 and since then he is in custody.

3] The State has opposed bail application on various grounds.

4] Ld. Advocate Shri. M. B. Salunke for the accused submitted that, accused and informant are having love affair. Informant's parents were going to perform her marriage though she was minor. Informant opposed the same and her parents were against her love relations with accused, therefore accused is falsely implicated in the alleged crime. There is delay of nine days in lodging F.I.R. Investigation is completed and charge-sheet is filed. The alleged offences do not have severe punishment of death penalty. Accused has no criminal antecedents. Police has sought M.C.R. of the accused,

which indicates that physical custody of accused is not required. He is ready to abide by the conditions imposed by the Court.

5] Ld. Special PP. Shri. G. Y. Patil has submitted that allegations against the accused are serious. He cannot be released on bail despite filing of chargesheet. Therefore he has prayed to reject this application.

6] Informant appeared before the Court through advocate Shri. A. P. Shinde. She has filed her say vide Exh.8 and has strongly objected the application.

7] On perusal of the documents filed by the State and considering the submissions made by the learned advocate for the complainant it appears that an offence punishable under section 64(1), 74, 75(1), 351(2), 352 of Bhartiya Nyaya Sanhita, 2023 and sections 4, 8, 12 of Protection of Children from Sexual Offences Act, 2012 has been registered against the applicant. In this matter the investigation is completed, charge-sheet has been filed. Nothing remains to be recovered or discovered at the instance of accused. The accused is arrested on 20/01/2026 and since then he is in custody. The trial cannot be commenced and completed in a definite period. The object of bail is to secure the appearance of accused person at his trial by reasonable amount of bail. The object of bail is neither punitive nor preventative. Deprivation of liberty must be considered a punishment. Punishment begins after conviction. Therefore accused cannot be detained for indefinite period, more particularly when a man is deemed to be innocent until duly tried and duly found guilty.

Hence in my view by imposing certain conditions the accused can be released on bail. Hence I pass following order.

ORDER

- 1] The application is allowed.
- 2] The applicant Milind Ravindra Pawar, is released on bail in connection with Crime No.03/2026 registered with Sakri Police Station, Dhule for the offences punishable under Sections 64(1), 74, 75(1), 351(2), 352 of Bhartiya Nyaya Sanhita, 2023 and sections 4, 8, 12 of Protection of Children from Sexual Offences Act, 2012, he be released on executing PR bond of Rs.25,000/- (Rs. Twenty five thousand only) with one local surety for the like amount on the following conditions :-
 - a) 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 them from disclosing such facts to the Court or to any police officer.
 - b) He shall not pressurize the prosecution witness and shall not tamper with prosecution evidence.
 - c) Applicant shall not leave India without permission of the court.
 - d) The applicant shall not change his residential address without prior intimation to the Investigation Officer and to the Court.
- 3] A soft copy of this order be sent to accused Milind Ravindra Pawar by e-mail through the Superintendent of Jail, Dhule in view of directions of Hon'ble Supreme Court in Suo Moto W. P. (Cri) No.4/2021 (SC) dated 03.01.2023.

Date:- 13.03.2026.

[Yasmin G. Deshmukh]
Addl. Sessions Judge, Dhule.

Certificate

I certify that the contents of this PDF file are word to word as per Original Judgment/order.

Name of the Steno : Tushar R. Pankhedkar.
Name of the Court : Court of District Judge-3 & Addl. Sessions Judge, Dhule.
PDF Uploading Date : 13-03-2026.

Sd/-...

Stenographer(Gr-I).