



IN THE COURT OF DISTRICT JUDGE-3 & ASJ (SPECIAL COURT), GONDIA.

Cri. Bai. Application No.93/2026.

(CNR NO.: MHGO010004742026)

Rajendra – vs – State

ORDER BELOW EXH.01.

(Passed on this 17th day of March, 2026)

Perused the application and say of learned APP below it, say of victim at Exh.6 and say of police at Exh.5. Heard learned counsel for the applicant and learned APP. I have also gone through the case record.

2. It is the contention of the applicant that he is arrested in Crime No.89/2026 in respect of offences punishable under Sections 75(2), 115 of BNS and under Section 8 of the POCSO Act registered with Police Station, Rawanwadi on allegation that the applicant assaulted the victim with intent to outrage her modesty. The applicant contended that he is innocent and falsely implicated due to inimical terms with the family of victim. He is ready to abide

by the terms and conditions of the bail. Hence, he may be released on bail.

3. Learned APP contended that the applicant committed offence against intellectually disabled victim. The victim contended that the applicant committed serious offence and there is possibility that he may commit similar offence, if released on bail. It is contended that victim having danger to her life from the applicant. The police contended that the applicant likely to pressurize the witnesses and may commit similar offence, if released on bail. Hence, application may be rejected.

4. Most of the offences alleged against the applicant are punishable upto 5 years imprisonment. It is not the case that applicant took victim to his house but the mother of the victim saw her coming from the house of the applicant. Certainly, it would take time to file charge-sheet, to frame charge and to commence trial. So, no purpose would be going to be served by keeping the applicant in jail. So far as the objections raised are concerned, they can be taken care of by imposing conditions. In result I pass the following order.

ORDER

1. The application is hereby allowed.

2. The applicant/accused Rajendra s/o Madan Maraskolhe is hereby released on bail in Crime No.89/2026 in respect of offences punishable under Sections 75(2), 115 of BNS and under Section 8 of the POCSO Act registered with Police Station, Rawanwadi on executing PR bond of Rs.20,000/- with one solvent surety in the like amount subject to following conditions.
- (i) The applicant shall not commit similar type of offence.
 - (ii) The applicant shall remain present on every date during trial and seek exemption only in exceptional circumstances.
 - (iii) The applicant shall not influence, pressurize and give threat to the witnesses.
 - (iv) The applicant shall not visit village Beltoda, Nilaj, Tah. and Distt. Gondia till filing of charge-sheet.
3. Breach of any of the conditions, would result in cancellation of bail.

(K. N. Gautam),
Addl. Sessions Judge and Special
Judge (Under POCSO Act), Gondia.

Dated : 17.03.2026