

ORDER BELOW EXH.4 IN SESSIONS CASE NO. 150/2023.

By this application under Section 439 of Code of Criminal Procedure, 1973 (Cr. P.C.), accused no. 1/applicant has prayed for grant of bail in Crime No. 23/2023 with the Police Station Ashti, for the offences punishable under Sections 376, 506 read with Section 34 of the Indian Penal Code, 1860(IPC).

2. I have heard Mr. S.A.Tariq, the learned counsel for the applicant and Mr. B.V.Ingle, the learned P.P. for the prosecution in support of the application and say by the prosecution respectively.

3. Now the investigation has been completed and charge sheet is also filed. Hence, detention of the applicant is not required at least for the purpose of investigation. As per the FIR, the applicant being a sugarcane labour contractor committed rape on the informant/victim. However, as per the statements of the other sugarcane labours, they have never seen the informant as working as a sugarcane labour. Further the allegations in the FIR prima facie do not inspire confidence. Thus, I am inclined to allow the application.

4. In view of the above discussion, I proceed to pass the following order-

ORDER

- (i) Application Exh.4 is hereby allowed.
- (ii) Applicant Rama s/o Bhagwan Jadhav be released on bail in CR No. 23/2023 registered with the Police Station Ashti for the offences punishable under Sections 376, 506 read with Section 34 of I.P.C on furnishing PR bond of Rs.15,000/- and surety of the like amount.

Date :10/05/2023.

(A.L.Tikle)
Addl. Sessions Judge-2
Jalna.

Certificate

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

Name of Steno : S.P.Gavhane
Name of Court : Dist. Judge-2 & ADJ Jalna.
Sd/-
Signature.

