


MHJN110002262026 	<b>Cri. Bail Appln No.111/2026</b> <b>Prem +3 Vs. State of Maharashtra</b>
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**ORDER BELOW EXH.1**

Apprehending arrest in Crime No.58/2026 registered at Police Station, Gondi Tq. Ambad. Dist. Jalna for the offence punishable under Sec. 75, 78, 79, 118 (1), 352, 351 (2), r/w 3(5) of Bharatiya Nyaya Sanhita, 2023 r/w Sec. 12 of Protection of Children from Sexual Offences, 2012. Applicants/accused prays for anticipatory bail.

2. The applicants/accused submits that, they have not committed any offence as alleged. The investigation is almost completed. Nothing remains to be seized from applicants/accused. Custodial interrogation of applicants/accused is not necessary. The criminal antecedent of applicants/accused is clean. Applicants/accused are ready to furnish surety and cooperate with investigation. They are permanent resident of given address. There is no chance of their abscondance. They are falsely implicated in the present crime by the police. The applicants/accused are ready to abide conditions, if any imposed by the Court. Therefore, they prays for release them on anticipatory bail.

3. Notice was issued to the victim. She appeared and filed pursis below Exh.05 and adopted the say of prosecution. Lastly, prayed for rejection of the application.

4. Heard the ld. advocate for the applicants/accused and the ld. A.P.P. for the State. Perused the documents and material produced by the parties.

5. The police papers shows that, the role of applicant/accused No.1 Prem is that, he has outraged the modesty of victim. The investigation is under progress. Offence is serious. Therefore, applicant/accused No.1 Prem is not entitled for anticipatory bail at this stage. So far as other accused/applicants are concerned. They have made out prima-facie case to release them on anticipatory bail. There is vague allegation against other accused/applicants that they have assaulted the parents of the victim. There is no recovery pending against applicants/accused Nos. 2 to 4. Record further shows that, investigation is almost completed. Nothing remains to be seized from the possession of applicants/accused Nos. 2 to 4, their custodial interrogation is not necessary. Applicants/accused Nos. 2 to 4 are permanent residents of given address. There is no chance of their abscondance. Applicants/accused Nos. 2 to 4 have made justified reasons to release them on anticipatory bail. On the other hand, no justified reasons put up on behalf of prosecution to reject the bail application of applicants/accused Nos. 2 to 4. However, prosecution has put up justified reasons to reject the application of bail to the extent of applicant/accused No.1. Further, in order to prevent apprehension of State i.e. pressurize the victim and prosecution witnesses is concerned, stringent conditions can be imposed upon the applicants/accused Nos. 2 to 4. It will suffice the purpose of the prosecution. In view of the above discussion, in my opinion, applicants/accused Nos. 2 to 4 are liable to be released on

bail, the application deserves to be allowed. With this, I proceed to pass following order :-

**ORDER**

(1)	The application (Exh.1) is allowed to the extent of applicant / accused Nos. 2 to 4.
(2)	The application of applicant/accused No.1 <b>Prem Kishor Narwade is rejected.</b>
(3)	In the event of arrest in Crime No.58/2026 registered at Police Station, Gondi Tq. Ambad. Dist. Jalna for the offence punishable under Sec. 75, 78, 79, 118 (1), 352, 351 (2), r/w 3(5) of Bharatiya Nyaya Sanhita, 2023 r/w Sec. 12 of Protection of Children from Sexual Offences, 2012, applicants/accused Nos. 2 to 4 shall be released on anticipatory bail on their executing personal bond of Rs.25,000/- <b>each</b> with surety in like amount, on the following conditions :-
(i)	Applicants/accused Nos. 2 to 4 shall not pressurize the victim and prosecution witnesses in any manner.
(ii)	Applicants/accused Nos. 2 to 4 shall not tamper with the evidence of prosecution.
(iii)	Applicants/accused Nos. 2 to 4 shall attend the concerned police station before the investigating officer when and where called on written requisition till filing of charge-sheet.
(iv)	Applicants/accused Nos. 2 to 4 shall submit authentic proof of their residence.
(4)	Inform the concerned police station accordingly.
(Dictated on PC directly, delivered and pronounced in open Court)	

Date : 17.03.2026

( M. J. J. Baig )  
Additional Sessions Judge, Ambad