

MHND010012662026



IN THE COURT OF SESSIONS, AT NANDED
DIST. NANDED.

ANTICIPATORY BAIL APPLICATION NO. 463 OF 2026
IN
(CR NO. 132/2026 of Hadgaon Police Station)

Akash s/o Suresh Chavan

Age : 23 years Occu: Education

R/o. Dattabardi Tanda, Tq. Hadgaon

Dist. Nanded.

...Applicant

V/s.

The State of Maharashtra

(At the instance of Hadgaon Police
Station)

...Respondent

Appearance :-

Ld. Advocate Mr. P. A. Ambekar for applicant.

Ld. APP Mr. M.A. Batulla for State.

CORAM : ADDL. SESSIONS JUDGE-1, NANDED
SHRI. T.T. AGLAWE,

:- ORDER :-

(Date :-11-06-2026)

Apprehending his arrest in Crime No. 132 of 2026, registered with Hadgaon Police Station for the offences punishable under Sections 64(2)(M), 76, 351(2), 351(3) of the Bhartiya Nyaya Sanhita and Section 4, 6 and 8 of the Protection of Children From Sexual Offences Act (in short 'POCSO Act'), the applicant has filed the

present application for pre-arrest bail under Section 482 of the Bhartiya Nyaya Sanhita, 2023 (in short 'BNS').

2. Perused application and reply of Investigating Officer below Exh. 08.

3. Heard Learned advocate for the applicant and learned APP for the State.

4. The case of the applicant is that he came in contact with the informant before about three years. Their friendly relations developed in to love relations. On 14-02-2024 applicant established physical relations with the informant, promising to marry her. Thereafter, on 5 to 6 occasions, he kept physical relations with the informant on pretext of marriage. Lateron, in January 2026, the applicant refuse to marry with the informant. Thereafter, on 20-03-2026 the applicant established forceful physical relations with the informant, threatening to kill her family members.

5. Ld. Advocate for the applicant submits that there is delay in lodging the FIR. The FIR nowhere states the spot of incidence. It is consensual relationship between them, therefore, custodial interrogation is not required. He is ready to abide by all the conditions. In support of his submissions the Ld. Advocate relied on **Gulab Laxman Meshram Vs. State of Maharashtra, [2022(1) B Cr C 7801]** and **Vaibhav Shankarrao Pise Vs. State of Maharashtra, [2025 (3) B Cr C 291]**.

6. On the other hand, the Ld. APP has argued that the FIR

prima facie discloses the involvement of the applicant in serious offence. Therefore, his custodial interrogation is necessary.

7. Victim / informant has filed her affidavit below Exh. 11 and thereby strongly oppose for grant of bail.

8. Perused the record. Emphasis of Ld. Advocate for the applicant is on the delay, stating that the incident is of February 2024. The FIR states that first act of sexual intercourse took place on 14-02-2024. Thereafter, applicant kept physical relations on 5 to 6 occasions on the pretext of marriage. The last incidence is dated 20-03-2026 alleging forcefully sexual intercourse under the threat of kill the relatives of the informant. Therefore, the submission regarding delay since February 2024 is misplaced.

8. FIR particularly states about forcefully sexual intercourse under threat to life of family members of the informant. The authorities relied upon by the Ld. Advocate for the applicant will not help him. The offence is serious one, warranting detailed investigation. For that, arrest and custodial interrogation of the applicant may be necessary. Therefore, this is not a fit case for grant of pre-arrest bail. Hence, order.

ORDER

Application is rejected.

Date : 11.06.2026

(T.T. Aglawe)
Addl. Sessions Judge-1,
Nanded.

CERTIFICATE

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

Name of stenographer	Y.S. Kausadikar, Grade-1
Name of Court	Addl. Sessions Court-1, Kandhar
Date of Dictation	11.06.2026
Order signed by the P.O on	11.06.2026
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