

MHND010015012026



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

CRIMINAL BAIL APPLICATION NO. 570 OF 2026

IN

(CR NO. 254/2026 of Ardhapur Police Station)

Vaibhav Avdhutrao Kadam

Age : 27 years Occu: Labour

R/o. Kondha Tq. Ardhapur,

Dist. Nanded

.....Applicant

V/s.

The State of Maharashtra

(At the instance of Ardhapur Police
Station)

.....Respondent

Appearance :-

Ld. Advocate Mr. Mujaheduddin Ahemaduddin for the applicant.

Ld. APP Mr. Y.P Talegaonkar for State.

CORAM : ADDL. SESSIONS JUDGE-1, NANDED

SHRI. T.T. AGLAWE,

:- ORDER :-

(Date : 02.07.2026)

The applicant has filed present application for releasing him on bail in connection with Crime No. 254 of 2026, registered with Ardhapur Police Station, for the offences under Section 64(1), 115(2), 352, 296, 351(2), 351(3) of the Bhartiya Nyaya Sanhita, 2023 (in short 'BNS') alongwith sections 3(1)(r), 3(2)(va) of Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act (in short 'SCST

Act').

2. Perused application and reply of Investigating Officer below Exh. 09.

3. Heard Learned advocate for the applicant and learned Addl. PP for the State.

4. The case against the applicant is that he has kept forcible physical relations with the informant / victim since April 2025 threatening to circulate her video. Thereafter, on 18-05-2026, applicant abused and slapped the informant. On 19-05-2026 the applicant made mobile phone call and abused informant by giving caste related abuses and also threatened to kill her family.

5. The Ld. Advocate for the applicant submits that there is admission of love relations. There is delay in lodging the FIR. The alleged caste related abuses were not given in public place. Therefore, the provisions of SCST Act will not be applicable. He is behind the bar since 21-05-2026. Material investigation is over. Therefore, the applicant may be released on bail on any terms and conditions.

6. On the other hand, the Ld. APP submits that FIR states series of penal acts. The applicant has caused physical harassment to the informant. The investigation is going on and charge-sheet is yet to be filed. The applicant may tamper with the evidence, if released on bail.

7. The informant has filed her affidavit and thereby strongly opposed for grant of bail.

8. FIR is registered for the offence punishable u/s. 64(1) of the BNS. First act of alleged forceful sexual intercourse is around April to May- 2025 and the last is of 15-05-2026. FIR is lodged on 20-05-2026. There is no explanation in the FIR as to why it has been lodged belatedly when the informant is sexually assaulted for about one year.

9. Prima facie from the FIR the emphasis is of the offence punishable under SCST Act. However, FIR claims that the applicant has given caste related abuses on mobile phone. FIR is silent as to whether this act was in public view and hearing.

10. Applicant is arrested on 20-05-2026. He was remanded to police custody till 22-05-2026. Since then he is behind the bar. It appears that material investigation is over. In these circumstances, curtailing the liberty of the applicant pending further investigation is not warranted. The ground opposing bail can be addressed by imposing suitable conditions. Hence, following order :-

ORDER

1. The application is allowed.
2. Applicant **Vaibhav Avdhutrao Kadam** be released on his executing P.R. Bond of **Rs.20,000/-** with one solvent surety in the like amount, on following conditions :-
 - a) Applicant shall attend the I.O on every Thursday in between 10.00 am to 12.00 noon till filing of charge-sheet or till 60 days from today whichever is earlier.

- b) Applicant shall not tamper with the prosecution evidence and witnesses.
- d) Applicant shall stay away and shall not contact the informant in any manner.

Dictated and Pronounced in Open Court.

Date : 02.07.2026

(T.T. Aglawe)
Special Judge, 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	02.07.2026
Order signed by the P.O on	02.07.2026
Order uploaded on	02.07.2026

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