

CNR No. MHND080004112026 	<u>Criminal Bail Application. No. 77/2026</u> <u>Hrushikesh Bhausaheb Jadhav</u> <u>Vs.</u> <u>State of Maharashtra</u>
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ORDER BELOW Exh.1

The present application is filed by the applicant under Section 482 of The Bharatiya Nagrik Suraksha Sanhita, 2023 (in short 'BNSS') for pre-arrest bail in connection with the C.R. No.185/2026 registered with Loha Police Station for the offence under Sections 137(2), 74, 75, 87, 3(5) of The Bharatiya Nyaya Sanhita, 2023 and Section 8, 12 of the Protection of Children From Sexual Offences Act.

2. In short, the prosecution case is that:-

Informant alleges that on 26-05-2026 the applicant alongwith co-accused abducted his minor daughter in a car. Hence he lodged report against the applicant and co-accused. Ultimately, FIR came to be registered.

3. The Investigating Officer has filed say through the learned APP vide Exh.09 and has resisted the application.

4. Though notice was served to the informant, he failed to appear.

5. Heard both the sides .

6. It is argued on behalf of the applicant that the applicant is falsely implicated. He has not committed any offence. He submitted that custodial interrogation of the applicant is not required. The applicant is ready and willing to abide by the

condition which may be imposed on them. Hence, prayed for pre-arrest bail.

7. On the other hand, the learned APP has strongly objected the application. He submitted that the offence is serious in nature. Victim girl was kidnapped by the applicant with the aid of his friend. The applicant is absconding since commission of the crime. The car used in the offence is yet to seize. Investigation is in progress. Therefore, custodial interrogation of the applicant is requisite. Hence prayed for rejection of the application.

8. I have gone through the record and the documents filed on record. The applicant is absconding from the date of incident. It appears that he had not co-operated the investigation till date. The informant in itself mentioned that applicant and accused No. 2 were in car. That car was belonged by the applicant. The applicant kidnapped the daughter of the informant in the said car and that informant himself has seen the said fact. It is argued on behalf of the applicant that he has not taken part in further offence. But informant itself it is mentioned that applicant took away the victim in his car. The car was not seized till date.

9. It is argued on behalf of the applicant that applicant will co-operate in the investigation, if he is protected from arrest. He has not co-operated in the investigation as there is possibility that he may arrest. It is clear that applicant had not helped in the investigation. The offence is serious in nature. Minor girl was kidnapped. The investigation is in progress. Therefore, for detailed and effective investigation, custodial interrogation of the applicant is warranted. Hence, I am not inclined to exercise discretion under

section 482 of the BNSS in favour of the applicant. Hence, I pass the following order:-

ORDER

The application is rejected.

Date : 29.06.2026

(A. P. Kulkarni)
Special Judge/
Addl. Sessions Judge,
Kandhar.

CERTIFICATE

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

Name of stenographer	Anand P Deshmukh
Name of Court	Addl. Sessions Court-2, Kandhar
Date of Dictation	29.06.2026
Order signed by the P.O on	29.06.2026
Order uploaded on	29.06.2026

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