

**IN THE COURT OF SPECIAL (POCSO) JUDGE, NASHIK**

**SPECIAL (POCSO) CASE NO. 45 OF 2026**

[CNR NO. MHNS010004602026]

**ORDER BELOW EXH.2**

**(Dated 11-03-2026)**

Applicant/accused **Devidas Suresh Bhoje** is seeking bail as per Section 483 of BNSS, 2023 in crime no. 413/2025 registered with Vani Police station, Nashik for the offences punishable under sections 64, 351(2)(3) of BNS, 2023 and sections 4(1), 4(2), 6 of POCSO Act, 2012.

2] Prosecution's case is that, from February 2025 to May 2025 in the tin shed of one Yogesh Walke at village Khedli, Taluka Dindori, Nashik, applicant/accused forcibly had physical relationship with victim, made her pregnant and threatened her.

3] Accused submits that, relationship was not forceful. He and the victim were in friendship relation, which was opposed by family members. Report was lodged with delay of 11 months. Charge-sheet is filed and there is no evidence of accused forcefully committing penetrative assault on victim. Applicant/accused has no criminal antecedents. He is ready to abide all conditions.

4] Heard learned advocate Shri. A.K.Kale for applicant/accused and learned APP Smt. Bendbhar. Victim has filed her say. Heard I.O. as in-camera proceeding.

5] On behalf of prosecution, it is submitted that victim was 14 years old and offence is serious. On behalf of victim, it is submitted that, she has no objection to grant bail. Victim has given support person and through support person she has filed her second say. In this say she submits that, there will be tampering if bail is granted. She also submits that she has delivered a child on 15.02.2026. After filing of this say on behalf of accused pursis is filed that, accused is ready to marry with the victim and accept her child.

6] Admittedly, investigation is completed. Charge-sheet is filed. The papers in the charge-sheet are available for perusal. Victim in her statement before police stated that, accused is involved in physical relationship by giving threats. In the statement before Ld. Magistrate also only fact that, accused involved in physical relationship by threats was stated. When notice of the present bail application was issued, victim appeared through her advocate and gave no objection to grant bail. Later on through support person she filed one more say and stated about accused likely to tamper and threatened her father.

7] Thus, prima facie I find that victim and accused had physical relationship. Now victim has delivered a child. Accused through his advocate filed pursis that accused will marry with victim and accept the child. Considering all these aspects and as

charge-sheet is filed, no purpose will be served by keeping accused behind bar. For these reasons, I pass following order.

**ORDER**

1.	Application is allowed.
2.	Applicant/accused <b>Devidas Suresh Bhoje</b> in crime no. 413/2025 registered with Vani Police station, Nashik for the offences punishable under sections 64, 351(2)(3) of BNS, 2023 and sections 4(1), 4(2), 6 of POCSO Act, 2012, be released on PB of Rs.30,000/- on executing SB of like amount.
3.	Applicant/accused shall not directly or indirectly induce or threat prosecution witnesses.
4.	Applicant/accused shall attend concerned police station once in a month on every third Saturday till conclusion of trail.
5.	Applicant/accused shall not tamper with witnesses of prosecution.
6.	Applicant/accused shall furnish his permanent address alongwith cell phone number.
7.	Bail before this Court.
8.	Inform concerned police station.
9.	Inform jail authority by E-mail.

**(Jairaj D.Wadne)**

Date : 11-03-2026

Special (POCSO) Judge, Nashik.