

MHNS070022052019

Spl. (Atro) Case No.19 of 2019



The State of Maharashtra
Vs
Bhushan Punjaram Khairnar

ORDER BELOW Exh.1
(Passed on 10/10/2025)

1. Today, the case is fixed for judgment. Record shows that the accused is in Jail since 13/09/2019. Record further shows that for one or other reason this Court could not pronounce the judgment in the case. The bail application filed on behalf of accused at Exh. 84 was rejected by this Court vide order dt.30/09/2025 for the reasons stated in the said order.

2. Due to some technical difficulties and unavoidable circumstances till today the judgment is not pronounced by this Court. I have gone through the oral and documentary evidence on record. Also gone through the case laws on which the Ld. APP and the Ld. Advocate for accused are relying. In the next week I have been deputed for imparting 40 hours Mediation Training till 17/10/2025 and Diwali Holidays are there from dt.18/10/2025 to 24/10/2025. Therefore, it will not be possible for this Court to pronounce the judgment and order till the reopening of Court after the Diwali Holidays. In view of these changed circumstances and considering the nature of offences levelled against accused, punishment prescribed for the said offences and the fact that for more than 6 years the accused is in Jail and in the interest of justice, it can be said that the accused is entitled for temporary bail on certain conditions. Hence, I pass the following order.

ORDER

1. Accused Bhushan Punjaram Khairnar, who is in Jail in connection with C.R. No.94 of 2019 registered at Vadner Khakurdi Police Station for the offence p/u/s.376(2)(n) of the I.P.C. and Section 3(1)(w), 3(2)(va) of the Atrocities Act and Section 4, 6 and 8 of

the POCSO Act, be released on temporary bail on his executing P. R. bond of Rs.30,000/-(Rs. Thirty Thousand) with solvent surety/sureties of the like amount and on following terms and conditions :-

- i) The accused shall remain present before the Court regularly on the fixed dates.
- ii) Till further orders the accused shall not enter in the area where the house/houses of the informant, victim and her family members is/are situated.
- iii) The accused shall not commit any offence in future.
2. The accused or his surety shall furnish detail address and temporary address of the accused alongwith the Photo ID.
3. The accused or his surety shall furnish names and detail addresses and mobile phone numbers of three close/blood relatives of the accused.
4. If there is change in the address of accused, he shall inform about it to this Court and concerned Police Station.
5. The accused to submit his Passport, if any, to the concerned Police Station within 10 days of his release from the jail.
6. Inform accordingly, to the D.G.P./PP and Police Officer of concerned Police Station.

(Soft copy of this bail order be sent to the concerned Jail Authority through E-mail for providing its copy to the accused.)

Dt:- 10/10/2025.
Malegaon.

(K. R. Patil)
Addl. Sessions Judge/Special Judge,
Malegaon.