

MHPU140009622026

**Cri. Bail Application No.- 403/2026****Aniket R. Nagare****Vs.****State of Maharashtra through Daund P.S.**

(A)	CASE DETAILS	
	FIR Number & Date	354/2026, 31/05/2026
	Police Station, District and State	Daund Police Station, Dist. Pune Maharashtra
	Sections invoked	74, 78, 351(2) of B.N.S. & Section 8 and 12 of POCSO Act.
	Maximum punishment prescribed	Imprisonment for life and fine.
(B)	CUSTODY & PROCEDURAL COMPLIANCE	
	Date of Arrest	31/05/2026
	Total period of custody undergone	6 days
(C)	STATUS OF TRIAL	
	Stage of proceedings (Investigation/Chargesheet/Cognizance/Framing of Charges/Trial)	Investigation
	Total number of witnesses cited in the chargesheet	NIL
	Number of prosecution witnesses examined	NIL
(D)	CRIMINAL ANTECEDENTS	
	FIR No. & Police Station	According to accused - NIL
	Sections	

	Status (Pending/Acquitted/Convicted)	NIL
(E)	PREVIOUS BAIL APPLICATIONS	NIL
	Court	NIL
	Case No.	NIL
	Outcome of case	NIL
(F)	COERCIVE PROCESSES	
	Whether any Non-Bailable Warrant was issued	Nil.
	Whether declared a proclaimed offender	Nil.

ORDER BELOW EXH.-1

01] This is an application, filed by accused/applicant under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, for granting regular bail from Crime No.354/2026, registered with Daund Police Station, punishable under Sections 74, 78, 351(2) of B.N.S. & Section 8 and 12 of POCSO Act.

02] The prosecution by filing say at Exh.6, denied all allegations, contested the application on various grounds and requested for rejecting it.

03] Heard Ld. advocate Shri. Y. V. Gadekar for accused/applicant and APP Shri Sandip Ohol for State. Perused record. Following points arise for determination and my findings thereon for the reasons recorded thereunder are as follows :-

Sr No.	Points	Findings
1.	Whether the accused/applicant is entitled to get relief of bail ?	<u>Yes.</u>
2.	What order ?	<u>As per final order.</u>

REASONS

AS TO POINT NOS-1 AND 2 :-

04] In support of the application the accused/applicant as produced on record his affidavit along with the application.

05] In support of the say, the complainant/victim and prosecution have not produced on record any affidavit.

06] It reveals that, there are allegations against the accused that, on 05/05/2026 he sent whatsapp message to the complainant/victim, though knowing that she is minor, informed her that he likes her, inspite of clear warning not to call or send messages, he after giving threats of misplacing her brother and defaming her family, on 11/05/2026 she met with him in one temple and that time, inspite of her refusal and resistance he tried to snap her photographs in his mobile phone, forcibly caught hold her hand, embrassed her and outraged her modesty.

07] Advocate of accused/applicant submitted that, the accused/applicant has not committed any offence, the alleged offences are not punishable more than 5 years, on the date of arrest, the police recovered his mobile phone, he co-operated with investigation, the

investigation is over, there is no any need to keep him behind the bar, he is 19 years of age and taking education, ready to give appropriate bail and abide by its conditions and as such he may be released on conditional bail.

08] The prosecution objected and APP submitted that, the accused/applicant has committed very serious offence of outraging modesty of complainant/victim and threatened to commit murder of her family, they are residing in one and the same village and if he is released on bail, he will obstruct pending investigation, pressurize and tamper prosecution witnesses, repeat similar kind of the offence and will abscond.

09] It appears that, inspite of notice, the complainant/victim failed to remain present before the court.

10] After hearing arguments, I have gone through the record. It reveals that the offence registered against the accused/applicant is not punishable either with death or imprisonment for life. The age of the complainant/victim and of the accused/applicant appears to be 16 years and 19 years respectively. The prosecution has not objected the bail application on the grounds of any recovery. The other objections raised by the prosecution i.e. obstructing pending investigation, pressurizing and tampering prosecution witnesses, repetition similar kind of the offence and will abscond, appears to be without such antecedents of the accused/applicant and apart from the same the said objections can be taken care of by imposing conditions, for which the accused/applicant is ready.

11] Considering facts, circumstances, evidence on record and legal position discussed above, I come to the conclusion that, the accused /applicant prima facie proved that, he is entitled to get relief of bail, but subject to certain conditions. Accordingly, point No.1 answered in the “Affrimitive” and I pass the following order.

ORDER

1] Application is allowed as follows :

- i) The accused/applicant **Shri. Aniket Rajendra Nagare, R/o. Khanota, Tal. Daund, Dist. Pune** subject to following conditions, he be released on conditional bail of PR of Rs.50,000/- (Rupees Fifty Thousand only) and one or two sureties in the like amount, from Crime No.354/2026, registered with Daund Police Station, punishable under Sections 74, 78, 351(2) of B.N.S. & Section 8 and 12 of POCSO Act.
- ii) The accused/applicant shall not abscond but attend the office of the investigating officer as and when ordered by him and also attend the dates fixed by the Court, without fail.
- iii) The accused/applicant shall not directly or indirectly make any inducement, threat, pressure or promise to any prosecution witnesses including the victim, shall not cause any danger to their life or body and shall not in any manner, tamper with the prosecution evidence.
- iv) The accused/applicant shall not enter into village Khanota, Tal. Daund, Dist. Pune an area in which complainant/victim is taking education, until further order or until filing of final report, whichever is earlier.

v) The accused/applicant shall not commit similar kind of offences while he is on bail.

vi) The accused/applicant to furnish list of his three close relatives along with their names, addresses, address and identity proof, so as to approach them, in case he found unavailable.

2] Breach of any one of above conditions will be liable for cancellation of the bail.

3] Concerned clerk to do needful for sending soft copy of the bail order, by email, to the accused/applicant through the Jail Superintendent and also bring to the notice of the Court, if bail is not furnished by the accused/applicant, within 01 month from the date of the order.

Date:-06.06.2026

(R. G. Malashetti)
Addl. Sessions Judge,
Baramati

CERTIFICATE

I affirm that the contents of this P.D.F. file order are same word for word as per original order.

Court Name :- R. G. Malashetti,
Addl. Sessions Judge,
Baramati

Name of Steno. :- V. D. Khirid, (Steno -Grade-1)

Date of order. :- 06.06.2026

Order signed by P.O. on :- 06.06.2026

Order uploaded on :- 06.06.2026