

**State of Maharashtra
Vs.
Anansabai alias Anusayabai Vitthal Hole**

ORDER BELOW EXH.6

Applicant/accused-Anansabai alias Anusayabai Vitthal Hole moved present application invoking Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) to release her on regular bail in Crime No. 347/2024, registered at Yavat Police Station for offence punishable under Section 3(1)(r)(s) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.

2. Heard Ld. Advocate for accused, Ld. A.P.P. for State and Ld. Advocate for complainant. Perused the charge-sheet and material placed with it.

3. Prosecution case commencing on the report made by complainant-victim on 04.04.2024 to Yavat Police Station, is that he rented shop of Baban Vitthal Hole, son of accused at Bori Pardhi village. Baban Hole and his family members were knowing that accused belongs to scheduled caste. He used to talk with his lady-friend belonging to the community of accused, to which accused did not like. On 20.12.2023, at about 11.00 a.m., complainant was distributing sweet to accused and others. Accused questioned him reason for the same. When complainant told that he purchased new car, accused refused to eat sweet and started abusing him on his caste. Thereupon, complainant called son of accused, who then told complainant to vacate the shop, if he disliked his mother's talk. While leaving spot, accused again abused complainant on caste. As complainant's shop was belonging

to accused, he kept quite. Thereafter from time to time, accused started abusing complainant on caste with threats to vacate the shop, else she would throw goods outside. Due to harassment by accused, complainant vacated the shop. However, thereafter also, as accused continued to abuse him on caste, he lodged report with police.

4. It is submitted by Ld. Advocate for accused that the victim is a lady more than 70 years of age, whose custody was not required by I.O. and she co-operated in the investigation on notice issued by him. In the charge-sheet, order of summons was made and the accused appeared seeking this regular bail. He submitted that allegations only relate to uttering caste name without any specific abuses attracting the provisions of Atrocities Act. Therefore, he submitted to release the accused-lady on regular bail.

5. On the other hand, Ld. A.P.P. for State submitted that as offence under Atrocities Act was registered against accused, looking to its nature, the application may be rejected.

6. Complainant appeared with Ld. Advocate and filed say objecting the application by restating the contents in report. He stated that offence is serious one. Accused and her family members are pressurising him to withdraw the complaint. When he approached police to complain the same, police are not paying heed due to pressure of accused and her family members. Accused has committed breach of conditions of the interim bail.

7. As per facts mentioned here-in-above, allegations are made against accused-lady who is senior citizen aged 70 years and is alleged to be the owner of the premises given on rent to accused as mentioned in the report. Allegations are made of uttering caste of accused and abuses. The report came to be lodged on

04/04/2024 alleging incidents from 20/12/2023. The accused lady was not arrested by Investigating Officer and she appeared on notice before the Investigation Officer, whose custody was not sought. She also appeared before the Court on summons and sought this regular bail. Complainant alleged pressurising him without any proof in that respect or any report of I.O. in that regard. As the custody of the accused does not appear necessary in view of circumstances mentioned above, she shall be released on regular bail. Hence, following order:

ORDER

The order passed below Exh. 5 releasing the accused on interim bail is confirmed with same conditions.

Date :- 13.10.2025

(V. C. Barde)
Special Judge,
Baramati.

CERTIFICATE

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

Name of Stenographer	:	V.B.Lalsangi Stenographer (G-1)
Court Name	:	Special Judge, Baramati, Dist. Pune.
Date of Order	:	13.10.2025
Order signed by Presiding Officer	:	13.10.2025
Order uploaded on	:	13.10.2025