

: ORDER BELOW EXH.7 IN SPECIAL CASE NO.84/2025 :
(CNR No. MHRG15-000815-2025)
(Passed on 23.04.2026)

1) This is an application seeking a regular bail, made by accused **Sachin Pandurang Sutar**, concerning the offence punishable under sections 64, 65(2), 332(b), 332(c), 351(3) of the Bharatiya Nyaya Sanhita, 2023 (in short, "B.N.S.") and sections 4, 6, 8, 10 of the Protection of Children From Sexual Offences Act, 2012 (in short, "POCSO Act."), in Crime No.126/2025 (Special Case No.84/2025) registered with Mahad MIDC Police Station.

2) It is contended that the entire investigation has been completed and charge-sheet is filed. Nothing is to be recovered from him. The statement under section 183 of B.N.S.S. has already been recorded. The accused has been in the custody from 03.10.2025. There are no criminal antecedents against the accused. He is a young person and it is not desirable to continue his detention in the jail. He is a permanent resident of village Varandh, Tal. Mahad, Dist. Raigad. He is ready to abide by all the conditions. It is submitted to allow the application.

3) The Investigating Officer and the Ld. A.P.P. for the State, opposed the application by filing say (Exh.8). It is contended that while there were holidays to the school, the victim girl had been to the native place. The accused on the pretext of taking water went inside the house of the survivor by opening the

lock of the house of the survivor. Not only this, he dragged her into her own house, touched her person inappropriately. Not only this, he digitally committed sexual assault on the survivor child and also licked her private parts. The accused made the survivor child sleep on the ground and he sat on her chest. He threatened her not to reveal the incident to anybody, else he would kill her by strangulation.

4) The application is opposed on the ground that the accused took benefit of a vulnerable child and committed sexual assault on her. The accused is likely to flee from justice on being released on bail. He would pressurize the witnesses and the survivor. Hence, the application may be rejected.

5) The informant opposed the application by filing say (Exh.9). It is contended that on release of the accused, he will commit severe offence and would have an evil eye on the survivor child. It is submitted to reject the application.

6) Heard both sides and perused the record. Ld. Advocate Mr. S. R. Kamble for accused, and the Ld. A.P.P. Mr. J. D. Mhatre for the State, iterated the contentions made in the application and say, respectively.

7) Ld. Advocate for accused would submit that this is the first bail application. The accused has been in the custody from 03.10.2025. The investigation is completed and his further detention is not necessary.

8) The Ld. A.P.P. would submit that the offence is very serious. There is possibility of tampering the prosecution witnesses. There is *prima facie* strong material including medical evidence against the accused.

9) It is seen that the allegations, as mentioned above, are very serious. The accused is stated to be about 37 years. The survivor child is of teenage. There is *prima facie* material against the accused including medical evidence.

10) Such types of offences have been increased rapidly thereby making the lives of women in general, and girl children in particular, too vulnerable.

11) Though, the accused has been in the custody for some months, considering the gravity of offence and possibility of committing similar offence, he is not entitled to be released on bail. Hence, the following order:-

: O R D E R :

The application Exh.7 is rejected.

Mangaon.
Date: 23.04.2026.

(S. T. Bhalerao)
Special Judge, Mangaon
Dist. Raigad.