

CNR - MHSO050007462026



**IN THE COURT OF ADDL. SESSIONS JUDGE,
PANDHARPUR**

**Order Below Exh.1 in
Criminal Bail Application No. 373/2026**

Chand Aasulal Shaikh

... Applicant/accused

Vs.

The State of Maharashtra
(Through Police Station Officer
Mangalvedha Police Station
vide C.R. No. 1083/2025)

... Respondent/State

Appearance

Mr. S. M. Mane, Ld. Advocate for the applicant / accused

Mr. S. S. Dulange, Ld. APP for the Respondent / State

(ORAL ORDER)

(Dictated and pronounced in the open Court)

01. This is an application filed by applicant/accused for grant of regular bail u/s 483 of BNSS, for releasing him in connection of crime No. 1083/2025 registered at Mangalvedha Police Station for the offence punishable under section 137 (2), 64(2)(m) of Bhartiya Nyaya Sanhita, 2023 and under sections 4, 6, 8, 12, 17 of POCSO Act.

02. The applicant/accused submitted that, he has not committed any crime. He has been implicated falsely in the crime. The accused was remanded to police custody for five days. Investigation of

crime has been completed and only formality of filing charge sheet is remained. The applicant is doing labour work. He has not committed any crime. He has no criminal antecedent. He is ready to abide all the terms and conditions imposed by the Court. He will not flee away if bail is granted. Hence, applicant/accused prayed for grant of regular bail in connection of crime No. 1083/2025 registered at Mangalvedha police station.

03. The Ld. APP submitted say at Exh. 4 and resisted the application on the ground that, alleged offence is serious in nature. It is punishable up to imprisonment for 20 years. Investigation is in progress. The accused was aware that the victim was minor. In spite of this fact he repeatedly committed sexual intercourse with victim. If bail is granted to applicant/accused then he will tamper prosecution witnesses. Lastly Ld. APP prayed for rejection of application.

04. The I.O. submitted say at Exh. 5 and resisted application on the ground that, alleged offence is serious in nature and it is against minor girl. The accused was aware that victim was minor. In spite of this fact he committed intercourse with victim. The applicant/accused may put pressure on complainant and witnesses. He will also tamper prosecution witnesses. Therefore, I.O. prayed for rejection of application.

05. The informant appeared through Advocate and filed affidavit at Exh. 8 and submitted that, from so many days there was love

affair in between accused and his sister. Due to misunderstanding she has filed complaint. She has no objection for grant of bail to the accused.

06. Heard Ld. Advocate Shri. Santosh Mane for applicant/accused and Ld. APP Shri. Dulange for state at length and Ld. Advocate Shri. Vishal Kadam for infomrant.

07. Perused the contents of application and say filed by APP and investigation officer and complainant.

08. By this application the applicants/accused prayed for grant of regular bail. I have gone through the FIR. The FIR has been lodged by the informant against unknown persons. The allegations levelled against applicant are that, he kidnapped victim and he took the victim at Kalbhor, Pune under pretext of marriage and he repeatedly committed intercourse with victim. Before medical officer the victim has given history that she went along with accused by her own consent. They stayed together in Loni Kalbhor, Pune for six months. No history of sexual intercourse in last six months. Thus, history given by victim shows that, she went along with accused on her own wish and she was not compelled to go along with accused.

09. In present case, the report of investigation officer shows that, the I.O. drawn spot panchnama, recorded statement of witnesses as well as supplementary statement of informant and also collected medical report of victim. Nothing is remained to be seized from the possession of applicants/accused. In my view, the investigation in respect of

applicant/accused is practically completed. Therefore, further detention of applicant/accused is not required.

10. In present case, the applicant/accused is in custody from 24.05.2026. It means he is in custody from last two months. No purpose will be served by keeping him behind bar. It will take time to commence the hearing of case. He cannot be kept in custody for indefinite period. The informant has no objection to grant of bail to the accused. Therefore, he is entitled for grant of regular bail. Moreover he is not having any criminal antecedent. Therefore, by imposing conditions he can be granted regular bail.

11. Considering the nature of offence and role played by the accused in the crime, I am of the view that, the accused/applicant is entitled for regular bail. Hence, application needs to be allowed. Thus I pass following order.

ORDER

- 1 Criminal Bail Application No. 373/2026 is allowed.
- 2 Applicant/accused namely Chand Aasulal Shaikh R/o Naganewadi, Mangalvedha, Tal. Mangalvedha, Dist. Solapur is ordered to be released on regular bail on furnishing P. B. of Rs. 25,000/- with one surety of like amount, in connection with C.R.No. 1083/2025 registered with Mangalvedha police station for the offence punishable under Sec. 137 (2), 64(2)(m) of Bhartiya Nyaya Sanhita, 2023 and under sections 4, 6, 8, 12, 17 of POCSO Act., on following conditions :-
 - a) Applicant/accused and their sureties shall provide their residential addresses, mobile numbers and email addresses, if any to investigation officer. Applicant/accused shall intimate any such

change in address or telephone number and Email ID forthwith.

- b) Applicant/accused shall not, directly; or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the accusation against him so as to dissuade him from disclosing such facts to the Court or to any police officer.
 - c) Applicant/accused shall not leave India without the previous permission of this Court.
 - d) Applicant/accused shall attend the concerned police station once in a week i.e. on every Sunday in between 11.00 a.m. to 1.00 p.m. till filing of charge sheet.
 - e) Applicant/accused shall not tamper with the prosecution witnesses and evidence in any manner.
3. Breach of any conditions by applicant/accused shall result in cancellation of regular bail.
 4. Bail Application No. 373 of 2026 is disposed off accordingly.
 5. Bail be furnished before this Court.

Date : 28.07.2026

(A. S. Salgar)
Special (POCSO) Judge, Pandharpur

CERTIFICATE

I affirm that, the contents of this PDF file are same word to word as per the original.

01. Name of the Stenographer - Santosh Vilas Ghongade.
02. Name of the Court - Court of Dist. Judge 03,
Pandhapur.
03. Order/judgment signed by P.O. on - 28.07.2026.
04. Order /Judgment uploaded on - 28.07.2026.