

IN THE COURT OF ADDL. SESSIONS JUDGE, PANDHARPUR
Order Below Exh. 1 in Criminal Bail Application No. 389/2026

Pandurang Sunil Mane. ... Applicant/accused

Vs.

The State of Maharashtra (Through Police Station Officer Mangalvedha Police Station vide C.R. No. 389/2026)	...	Respondent/State
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Appearance

Mr. S. P. Paricharak, 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)

This is an application filed by the applicant/accused for grant of regular bail in connection with C.R.No. 389/2026 registered with Mangalvedha Police Station for the offence punishable under 137 (2), 64, 64(2)(m), 74, 78, 351(2), 352 of BNS and u/s 4, 8, 12 of POCSO Act.

02. Applicant/accused submitted that, he has not committed any crime. He is innocent and he has no concern with crime. Investigation of crime practically completed and only formality of filing of charge sheet is remained. The applicant is not having criminal antecedent. Applicant has not committed any sexual assault with the victim. The applicant is doing labour work. If bail is granted to applicant/accused, then he will flee away. He will not tamper

prosecution witnesses. He is ready to abide all the terms and conditions imposed by the Court. Hence, he prayed for grant of regular bail in connection of CR. No. 389/2026 registered at Mangalvedha Police Station.

03. Learned APP submitted say at Exh. 4 and resisted the application on the ground that, alleged offence is very serious in nature and it is punishable from imprisonment for 10 years to up to life imprisonment. The accused was aware that, victim was minor. In spite of this fact he lured minor victim and took victim in agricultural land and forcibly committed intercourse with victim and threatened that she will be defamed. The accused was arrested on 22.05.2026. If bail is granted to applicant, then he will put pressure on witnesses and cause obstruction in investigation. There is possibility of repetition of crime at the instance of accused. There is also possibility that, the applicant may abscond, if bail is granted to him. Lastly Ld. APP prayed for rejection of bail application.

04. The I.O. submitted say on Exh. 5 and resisted application on the ground that, the alleged offence is serious in nature and against minor girl. Investigation is in progress. Accused may abscond if released on bail. The possibility cannot be ruled out that, the accused may put pressure upon witnesses. Lastly I.O. prayed for rejection of application.

05. The informant also appeared and filed say at Exh. 6 and resisted application on the ground that, accused may put pressure on them for withdrawing case. There is possibility of repetition of crime, if

bail is granted to applicant/accused. Lastly complainant prayed for rejection of bail application.

06. Heard learned advocate Shri. Paricharak for the applicant/accused persons and learned APP Shri. Dulange for the respondent state, at length.

07. Perused contents of this application and say filed by Ld. APP, I.O. and complainant. By this application, applicant/accused prayed for grant of regular bail. Ld. APP and I.O. objected this application. I have gone through the FIR. The FIR has been lodged against unknown person. It is alleged in FIR that, the minor daughter of informant was kidnapped by unknown person for unknown reason. The name of accused was revealed during investigation. During the course of investigation, the I.O. recorded statement of victim.

08. Allegations levelled against the applicant/accused are that, he lured the victim and kidnapped her and forcibly committed sexual assault on victim. The victim in her statement has stated that, she was knowing the accused and accused called victim near Balumama Temple in one agricultural land. From the contents of statement it reveals that, there was love affair between the accused/applicant and victim. The statement of victim shows that, she went along with the accused at Mallewadi and thereafter at Pandharpur. At the time of recording the statement of victim her age was 16 years 10 months. There was no forceful sexual assault with the victim. She is at verge of the majority. Victim has attained the age of understanding. She knows nature and

consequences of her own act. The medical examination of victim was conducted and the victim gave history that, she and accused were knowing to each other and both of them love each other. They had sexual intercourse many time with their consent. Her family members refused their relations. Thus, the history given by victim herself before medical officer shows that, there was love affair in between accused and victim.

09. There is no doubt that, the victim is below the age of 18 years at the time of alleged incident. She is child within the meaning of POCSO Act. However at the same time it is necessary to see that, the victim attained the age of majority and ought to be aware of nature and consequences of her act.

10. In the present case, investigation is practically completed. No purpose will be served keeping him behind bar. In present case, the accused is in custody from 22.05.2026. No purpose will be served by keeping him behind bar. Hearing of case will take time. Accused cannot be kept in custody for indefinite period. The age of the accused is shown as 19 years. He cannot be kept along with hardened criminals in jail. His entire life will be spoiled, if he is not enlarged on bail. Considering nature of offence and circumstances of the case, I am inclined to release the accused on bail on conditions. Hence, application needs to be allowed. Thus I pass following order.

ORDER

1 Criminal Bail application No. 389/2026 is allowed.

- 2 Applicant/accused namely Pandurang Sunil Mane, R/o Pathar Vasti, Tapkiri Shetfal, Tal. Pandharpur, 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. 389/2026 registered with Mangalvedha police station for the offence punishable under Sec. 137 (2), 64, 64(2)(m), 74, 78, 351(2), 352 of BNS and u/s 4, 8, 12 of POCSO Act, on following conditions :-
 - a) Applicant/accused and his sureties shall provide his residential addresses, mobile number and email address, 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 them 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 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 Cri. Bail Application 389/2026 is disposed off accordingly.
5. Bail before this Court.

Date : 25.06.2026.

(A. S. Salgar)
Additional Sessions 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. - 25.06.2026.
on
04. Order /Judgment uploaded on - 25.06.2026.