

MHST190002872026



IN THE COURT OF ADDITIONAL SESSIONS JUDGE, WAI

Criminal Bail Application No.89 of 2026

Vibhas Bajirao Sutar

..Applicant

V/s.

State of Maharashtra

..Respondent

Mr. K. N. Patil, Advocate for the applicant.

Mr. M. U. Shinde, Addl. PP for the State.

**Coram: Mr. S. R. Tamboli,
I/c.The Addl. Sessions Judge, Wai,**

:: ORDER BELOW EXH. 1 ::

01] In the present application, the applicant has prayed for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

02] In short, the case of the prosecution as per the FIR is that the victim is a 17 years old girl. She is the daughter of the informant. On 21.04.2026, somebody kidnapped her. Hence,

(Page No.1)

the informant filed a complaint against an unknown person. Thereafter, the police traced the victim and recorded her statement. She stated that she had become acquainted with the accused, Vibhas Bajirao Sutar, on Instagram. Since then, love relations developed between them. They were sending messages and calling each other on Instagram. On 21.04.2026, she went to the house of Vibhas by S.T. bus and stayed in his house. On 25.04.2026, at about 3:00 p.m., Vibhas committed sexual intercourse with her against her will. Thereafter, he repeated the act over the next 4 to 5 days.

03] In the backdrop of these facts, Mr. K. N. Patil, learned counsel for the applicant, submitted that the victim had sufficient age of understanding. She was in love with the applicant. She left the house voluntarily. The investigation and trial will take their own time. No purpose will be served by keeping the accused in jail. The applicant has a permanent residence. Hence, he prayed for release of the applicant on bail.

04] Per contra, Mr. M. U. Shinde, learned Additional Public Prosecutor for the State, submitted that the applicant was well aware that the victim is a minor. In spite of this, he committed sexual intercourse with her against her will. The offence is serious. Therefore, he prayed for rejection of the application.

05] The police papers show that the victim was in love

with the applicant. She had sufficient age of understanding. The applicant has not kidnapped her. There were romantic love relations between the applicant and the victim. The applicant is a young boy. If he is detained in jail, he may come into contact with hardened criminals. The act of sexual assault is a matter to be decided at trial. The investigation and trial will take their own time. No purpose will be served by keeping the applicant in jail. No criminal antecedents have been reported against the applicant. The apprehension regarding repetition of a similar offence and tampering with evidence can be addressed by imposing stringent conditions. Therefore, I am inclined to grant bail to the applicant. Hence, the following order:

:: ORDER ::

[1] The application is allowed.

[2] The applicant, Vibhas Bajirao Sutar, be released on bail in connection with Panchgani Police Station C.R. No. 109 of 2026, on furnishing a P.R. bond and one or more sureties in the sum of Rs. 50,000/-, subject to the following conditions:

(a) The applicant shall not directly or indirectly induce, threaten, or promise any person acquainted with the facts of the case and shall not tamper with the prosecution evidence.

(b) The applicant shall attend the concerned Police Station as and when called by the Investigating Officer till filing

of the charge-sheet.

(c) The applicant and his surety shall furnish their addresses and mobile numbers to the Investigating Officer and shall not change the same without prior intimation to the Court.

[3] The applicant shall appear before the concerned Police Station as and when required.

[4] A copy of this order be forwarded to the District Central Jail, Satara, by e-mail.

Date- 04/06/2026.

(S.R.Tamboli)
I/c. Addl. Session Judge and Judge
Special Court (Under POCSO Act),
Wai.