

IN THE COURT OF ADDITIONAL SESSIONS JUDGE, WARDHA.

Session Case No. 03/2023

[CNR No.MHWR010001122023]

**Mrs. Arjun Chafle,
Aged about 55 years, Occ. Worker,
R/o Vikarmsheel nagar Gittifai,
Tah. & Dist.Wardha.**

-- Applicant.

-Vs-

**State of Maharashtra,
Through PSO Ramnagar,
Tah. & Dist.Wardha.**

-- prosecution.

ORDER BELOW EXH.5

(Passed on 16th January, 2025)

1) This is the second bail application of the accused u/s 439 of Cr.PC. for the offence punishable under Section 326(a), 354(a) 354(a) (i)(ii), 354(i)(ii) of I.P.C.

2] It is the case of the prosecution that since last 5 years applicant was working on the same place where the victim was working and he used to behave indecently with her. The victim had already lodged complaint against the applicant with the manager and understanding was also given to the applicant. On 13.10.2022 at about 06.30 p.m, first the applicant tried to talk with the victim and when the victim tried to approach the manager, the applicant caught hold hair of her tuft and threw some liquid towards her due to which she felt burning sensation. Not only that the applicant expressed her love to the

victim and ran away. Matter was referred to Ramnagar, Police Station report was lodged and the victim was referred to the hospital.

3] According to the applicant, all the allegation are false and baseless. One eye witness Nisha Shrivastav had said that it was an acid but in fact she has not seen the incident. The Mahavir Udyan is a crowded place but there is no single eye witness.

4] Perused the application and say. It appears that the present application is filed only on the ground that there is progress in the matter since rejection of the earlier bail application. As far as merit is concerned my learned predecessor while rejecting the earlier bail application on 20.03.2023 has considered the entire material on record. No new circumstances are brought on record.

5] As far as the contention of the applicant, about delay in commencement and trial is concerned, it needs to be mentioned that I have taken charge of this Court in the month of June, 2024. On 09.09.2024, draft charge is taken by from the learned APP which is already filed at Exh.4. However, thereafter the Jail authorities failed to produce the accused before the Court. Now the jailer is directed to produce the accused and matter is placed, for reading over charge to the accused on 24.01.2025. Thereafter, matter will proceed further. The accused has no case for bail on merit. Hence, the order:

ORDER

- 1] The application is rejected.
- 2] The jail authority is directed to produce the accused before the Court on 24.01.2024 positively.
- 3] Application is disposed off.

Wardha
Date: 16/01/2025.

(S.A.S.M.Ali)
Additional Sessions Judge,
Wardha.

CERTIFICATE

The contents of this P.D.F file are same word to word as per the original order.

Name of Stenographer	:	Sau. P. J. Shende, Steno Grade-III
Court Name	:	In the Court of the District Judge-1, Wardha.
Date	:	16.01.2025
Order signed by Presiding Officer on	:	18.01.2025
Order Uploaded on	:	18.01.2025