

IN THE COURT OF DISTRICT JUDGE-3 & ADDITIONAL SESSIONS
JUDGE, WASHIM
(Presided over by M. S. Sahasrabudhe)

MHWS010007672026

Cri. Bail Appln. No.254/2026
Pawan Ingole Vs State



Order Below Exh.1.

(Passed on 17th day of July 2026)

The present application is filed by the applicant under Section 483 of B.N.S.S. in crime No.216/2026 of Police Station Ansing, Ta. Dist. Washim registered for the offences punishable under Sections 137(2), 64(2)(m), 64(2)(i) 4 & 6 of POCSO Act, 2012.

2. In brief, it is the contention of the applicant that the informant had given the report in the present case against him alleging that on 19/06/2026 as usual she got up at 05:30 a.m. and found that the victim was missing. They searched for the victim in the village and with their relatives. However, she could not be found. The date of birth of the victim as per her Aadhar Card was 13/01/2007 and her age was 19 years and 05 days. At that time, the informant was not having the birth certificate of the victim. On 20/06/2026 they had obtained the birth certificate of the victim from Gram Panchayat, Jaypur and as per said certificate the date of birth of the victim was 18/09/2008 and age of the victim was 17 years and 09 months on the date of commission of offence. As such offence was registered against the applicant under the POCSO Act.

3. It is the contention of the applicant that he is roped in the false case. The FIR is given after thought. Actually the age of the victim at that time of incident was 19 years and 05 months and she on her own went with the applicant and they had married each other. Caste of the victim and applicant are different and the informant and father of the victim were against the inter-caste marriage. As such, they have manipulated the birth certificate of the victim from Gram Panchayat. The applicant has filed on record her board certificate. So also the documents showing that they have married each other. The applicant is also taking education and is having bright future. If at all the applicant is not released on bail he might suffer irreparably. His family is dependent upon him and hence, application needs to be allowed.

4. The present application is opposed by the Ld. APP and I.O. have filed say below Exh.5. It is the contention of the I.O. that the offence is of serious nature. Victim is minor and though the accused had knowledge of said fact he enticed her away and had physical relations with her. There is sufficient evidence against the applicant. If he is released on bail, then he might pressurize victim and her family and might abscond. Hence, application needs to be rejected.

5. The said application is also opposed by the informant by filing say below Exh.7. It is her contention that accused is a antisocial person having criminal antecedents. He had enticed away the victim and had repeated physical relationship with her. There is threat to the life of the victim if he is released on bail. Hence, application needs to be rejected.

6. Heard both sides at length. Perused record. Ld. advocate for applicant and Ld. APP have argued in accordance with their contention in the application and say respectively. Ld. Advocate for the applicant has further argued that the age of the victim is 19 years and 05 months. Her board certificate is filed on record and from the same it is clear that the date of birth is 13/01/2007. The victim and the accused had married each other and their marriage certificate, photograph etc. are filed on record. The copy of affidavit of the victim is also filed on record. Thus, the accused is implicated in false case and he needs to be released.

7. Considering submissions of both the sides so also on perusal of record it appears that applicant is in jail since 24/06/2026. It is not the contention of APP and IO that accused has committed forceful sexual assault on the victim. From the FIR itself it appears that initially it was mentioned that on the day of incident age of the victim was 19 years 05 months. The applicant has filed on record the board certificate of the victim. Though it is contention of the informant that subsequently they have obtained the birth certificate of the victim from which her date of birth appears to be 18/09/2008 still it can not be disregarded that the victim was admitted in the school by her parents and her date of birth was communicated in the school record by her parents as 13/01/2007. Further, the documents are filed on record from which it appears that the victim had married the accused. It also cannot be disregarded that the applicant has no criminal antecedents. He is in the age of 20's and from taking education. The investigation is nearly complete. Nothing is to be recovered from the possession of the applicant. He is behind the bars for

substantial period and keeping him behind bars for a long time may ruin his future. Considering all these facts the applicant needs to be released on bail. Accordingly, in the interest of justice, I proceed to pass following order.

ORDER

- i) Application is hereby allowed.
- ii) Applicant Pawan Bhaurao Ingole be released on bail on furnishing personal bond of Rs.50,000/- (Rs. Fifty thousand only) with one solvent surety in the like amount in Crime No.216/2026 of Ansing Police Station registered for the offences punishable under Sections 137(2), 64(2)(m), 64(2)(i) 4 & 6, POCSO Act, 2012.
- iii) Accused is directed to attend Police Station as and when called and to cooperate in investigation.
- iv) He is further directed not to change his address without prior permission of the Court.
- v) He is further directed to furnish copy of Aadhaar Card, Ration Card or any document of address proof and cell number at the time of furnishing surety.
- vi) Accused is directed not to leave the jurisdiction of Washim without prior permission of this Court.
- vii) Hamdast Allowed.

Date : 17/07/2026.

(M. S. Sahasrabudhe)
Addl. Sessions Judge, Washim.

CERTIFICATE

I affirm that the contents of this P.D.F. file Judgment/Order are same word to word, as per the original order :-

Name of the Stenographer :- S. P. Kale, Stenographer (Grade-II)

Court Name :- District Judge-3 & Additional
Sessions Judge, Washim

Date :- 17/07/2026

Order signed by the

Presiding Officer on :- 17/07/2026

Order uploaded on :- 17/07/2026