

**Spl.Case Ch.Pro. No.140/2025
State v. Albar Arib
MHWS010012272025**

Order below Exh.5.

This is an application filed by the applicant/accused Albar Arib Najim Ahamad for grant of regular bail under section 483 of BNSS who has been arrested by Risod police station in connection with crime no.790/2025 registered under section 75, 78 of Bhartiya Nyaya Sanhita 2023 and S.8 and 12 of Protection of Children from Sexual Offences Act, 2012.

2. Perused application and say filed by IO. Heard learned advocate for accused and learned APP for State and victim in person.

3. It is contention of the applicant/accused that on the basis of report lodged by the informant/victim, police station, Risod registered the offences against him. It is submitted that applicant is falsely implicated in said crime. Applicant has filed this regular bail after filing of charge sheet. Hence, it is necessary to grant him regular bail. As per charge sheet no direct evidence against the accused. He is ready to abide by all the terms and condition imposed by the court while granting him bail. Hence, prayed for he be released on bail.

4. Learned APP has opposed the application on the ground that offence is serious one and against the minor victim. If applicant is granted regular bail he may pressurize the witnesses and victim and there is also possibility of absconding. Hence, prayed to reject the application.

5. The complainant/victim appeared before Court and opposed the bail application.

6. Perused contents of this application and say filed by the I.O.. By this application the applicant/accused prayed for grant of regular bail. It is not disputed that offence is registered against the accused. Thereafter the I.O. conducted investigation of this crime and after completion of investigation, charge sheet has been filed against the accused before this Court. In my view, as investigation is completed and charge sheet is filed, there is no hurdle to grant regular bail to the accused. Accused is ready to abide by all the terms and conditions imposed by the court. As per section 35(3) of BNSS, accused is directed to remain present at police station for investigation. It will take time to commence the matter. Hence, accused can be granted regular bail by imposing conditions. Hence, application needs to be allowed. In the result, I pass following order.

ORDER

- 1) Application is allowed.
- 2) Applicant/accused Albar Arib Najim Ahamad be released on bail on his executing P.R. Bond of Rs.25,000/- with surety in the like amount, in Crime no.790/2025 for the offence punishable under Section 75, 78 of Bhartiya Nyaya Sanhita 2023 and S.8 and 12 of of Protection of Children from Sexual Offences Act, 2012 registered with Risod Police Station, Tq.Risod, Dist.Washim.
- 3) Accused is directed to attend the Court regularly and not to tamper with the prosecution evidence.
- 4) Applicant/accused is directed not to enter in the vicinity where complainant is residing and not to contact with the victim in any manner.
- 5) Breach of any condition as mentioned above, the prosecution has liberty to file the application of

cancellation of bail of applicant.

- 6) Bail before this court.

Date : 02/03/2026

(V.D.Ingle)
Additional 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 judgment/order.

Name of Stenographer :- R.R.Bharad, Stenographer (Grade-I)
Name of Court :- Smt.VD.Ingle
District Judge-2 and Additional
Sessions Judge, Washim.
Date of Judgment/ Order :- 02/03/2026
Judgment/Order signed by :- 02/03/2026
the Presiding Officer on
Judgment/Order uploaded on :- 02/03/2026