

Cril. Bail Appln. No.157/2026
Sanjay ..Vs.. State.
(CNR No.MHYA010011022026)

ORAL ORDER BELOW EXH. 1

1. This is an application for bail under Section 482 of the Bhartiya Nagarik Suraksha Sanhita, 2023, in Crime No.214/2026, registered with Lohara, Yavatmal Police Station, Tq. Dist. Yavatmal for the offences punishable under sections 75(1)(i), 75(1)(ii), 78(1)(i) of the Bharatiya Nyaya Sanhita, 2023 and sections 3(1)(w)(i)(ii) of SC & ST (Pre. Of Atro.) Act.

2. Heard the learned counsel for the applicant and the learned PP for the State. Perused the record.

3. It is submitted by the learned counsel for the applicant that station diary entries are produced on the record to show the conduct of the applicant *vis a vis* the higher officers. A false report came to be lodged to take revenge against the applicant, in connection with the allotment of duties. Nothing has to be recovered from the applicant. His custodial interrogation is not required.

4. *Per contra*, it is submitted by the learned PP that the offence is serious, which is relating to sexual exploitation at workplace. There is the possibility of pressurizing the victim and the other witnesses, as well as the possibility recurrence of crime.

There is danger to the life of the victim. Investigation is incomplete.

5. The allegations levelled in the FIR are to the extent that, in connection with the question of seeking leave and assignment of duty, the applicant used to attempt to come closer to the victim and also used to touch the person of the victim, by pretending to hand over documents. The applicant demanded sexual favour too. The victim is a police head constable, whereas the applicant is an ASI.

6. Upon the perusal of the FIR, firstly, it is seen that there used to be some difference of opinion *inter se* the applicant and the victim, in connection with the duty of the victim. Though the allegations of sexual harassment and sexual assault have been levelled, certain station diary entries appear to have been maintained by the applicant, to reflect the conduct of the victim. Be that as it may.

7. The nature of the allegations is such that custodial interrogation is not warranted at all. Considering the overall circumstances, the applicant deserves anticipatory bail, due to which, I proceed to pass the following order.

ORDER

1. The application is hereby allowed.
2. In the event of arrest of the applicant, he be released on bail, on his executing P.R. bond of Rs. 15,000/- (Rs.

Fifteen Thousands only) with one surety in the like amount.

3. The applicant 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 him from disclosing such a facts to the Court or to any officer.
4. The applicant shall not involve himself in any cognizable offence.
5. The applicant shall co-operate the police for investigation.
6. Inform the concerned police station.

Date: 16/06/2026

Place: Yavatmal.

(S.U. Baghele)

Additional Sessions Judge,
Yavatmal.