

Sessions case No.67/2023  
State ..Vs.. Dinesh Borkar  
(CNR No.MHYA010011582023)

**ORAL ORDER BELOW EXH. 23**

1. This is an application for bail under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023.
2. Heard the learned counsel for the accused and the learned A.P.P. for the State. Perused the record.
3. It is submitted by the learned counsel for the accused that there is no progress in the trial since 2023, in spite of specific observations made in the previous bail orders. The accused has been in the custody since January 2023. No efforts are taken to proceed with the trial. The victim had denied medical examination, which creates doubt. There are no criminal antecedents against the accused.
4. *Per contra*, it is submitted by the learned APP that the accused sexually assaulted his own grandmother. He has been convicted of an offence punishable under section 354 of the IPC hereinbefore. Recurrence of similar sexual offence is possible, if the accused is enlarged on bail.
5. The perusal of the FIR *prima facie* reveals the gravity of the crime, in view of the allegations therein that the accused

sexually assaulted his own grandmother. It is on this backdrop that the previous bail applications appear to have been rejected.

6. The perusal of the record reveals that the prosecution was expected to ensure that the trial is expedited, but in vain.

7. Indisputedly, the nature of the offence is very serious. The accused appears to have been convicted of another sexual offence, hereinbefore. In such scenario, it would not be desirable to enlarge the accused on bail. However, the trial can very well be expedited. Thus, I proceed to pass the following order.

### **ORDER**

1 The application is hereby rejected.

2 The hearing of the case is hereby expedited. The matter shall be fixed for the recording of evidence of prosecution witnesses from 04.03.2026 to 07.03.2026 on day to day basis. Four witnesses be summoned on each of the said fixed days chronologically, unless the prosecution supplies the programme of the witnesses to be summoned, today itself.

Date: 07/02/2026

Place: Yavatmal.

(S.U. Baghele)  
I/c Additional Sessions Judge,  
Yavatmal.