

ORDER BELOW EXH.1

1] Perused application and say. Heard Advocate for applicant and APP for the State.

2] This is first bail application filed under section 439 of Cr.P.C. by applicant in respect of his arrest in C.R. no. 435/17 registered at Kothrud Police Station for the offence punishable under section 354,354(B),509 of the Indian Penal Code and under section 11(1) of the Protection of Children from Sexual Offences Act, 2012. It is alleged that on 17.11.2017 at 5.30 p.m. applicant entered in the house of victim when she was alone, he came near her, pushed her on cot, pressed her mouth and moved his hand from her person and thereby outraged her modesty.

3] According to applicant he is falsely implicated in this matter. He is permanently residing at Pune. Applicant and victim are in love affair between them. Applicant has no criminal antecedents. He is ready to abide the conditions. Hence, he prayed to release him on bail.

4] APP and I.O. objected this application on the ground that applicant will pressurize victim and witnesses. There is possibility of his absconding. So, they prayed to reject the application.

5] Allegations against the applicant are serious. Offence is serious. Considering nature of offence and allegations against the applicant, investigation is practically over. Personal custody of applicant is not required. Applicant is permanent resident of Kothrud, Pune and has no criminal antecedents. No purpose would serve by keeping the applicant behind bar for unknown period. Due to all above reasons, application deserves to be allowed with following order -

ORDER

- 1] The application is allowed.
- 2] The applicant Nivrutti Balkrushna Gore be released on executing P.R. bond of Rs.25,000/- with one or two solvent sureties in the like amount.
- 3] The applicant shall not tamper the prosecution evidence in any manner.
- 4] The applicant shall attend Kothrud Police Station on every Monday between 11.00 a.m. to 2.00 p.m. till the charge-sheet is filed.
- 5] The applicant shall threat and pressurize the victim and harass the victim.
- 6] The applicant shall co-operate investigating machinery as and when required.
- 7] Prior to furnishing surety, the applicant shall submit his address proof, mobile number and inform about the change in address and mobile number.

Pune.

Date – 30.11.2017.

(R.V.Adone)

Addl.Sessions Judge, Pune.

“ I affirm that the contents of the P.D.F. File Judgment are same word for word as per original judgment.

Name of Steno	- S.V.Thakar,
Court Name	- Smt. R.V.Adone, Addl.Sessions Judge,Pune.
Date of Order	- 30.11.2017
Order signed by P.O.	- 30.11.2017
Order uploaded on	- 02.12.2017