

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR

CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 61 OF 2026

ABC (VICTIM)

... Applicant

Versus

Sarvadnya Santosh Gaikwad And Anr.

... Respondents

Mr. Kuldeep Nikam for the Applicant.

Mrs. Shubhangi Deshmukh, A.P.P. for the Respondent-State.

Coram : RANJITSINHA RAJA BHONSALE, J.

Date : 24th APRIL 2026.

P. C. :-

1. Not on board. Mentioned and taken on the production board.
2. Learned APP waives service on behalf of Respondent No. 2.
3. The Applicant seeks to challenge the Order dated 4th March 2026 passed by the Additional Sessions Judge, Sangli in Sessions Case No. 155 of 2025, whereby the bail condition imposed upon Respondent No. 1 by Order dated 24th September 2025, while granting regular bail, has been relaxed.
4. The condition reads as under :-

“ii) Applicant/accused No.2 shall not enter vicinity of Bharati Vidyapeeth Medical College and Hostel till conclusion of trial.”
5. Learned Advocate for the Applicant submits that the offence in

question against Respondent No. 1 is that of gang rape under Section 70(1) of the BNS. At the time of granting bail, considering the seriousness and gravity of the offence, the said condition was imposed upon Respondent No.1. He further submits that the aim and object of imposing the said condition was to protect the victim and witnesses from threats, intimidation, and any kind of mental or emotional trauma. He submits that the reason given for relaxing the bail condition is that the Applicant and Respondent No. 1 are studying in the same college but are in different academic years, and their classes are conducted in separate buildings therefore, there is minimal chance of the Applicant and Respondent No. 1 facing each other.

6. Considering the submissions, it is necessary that Respondent No. 1 be heard. Issue notice to Respondent No. 1, returnable on 30th April 2026.

7. Learned APP, through the Investigating Officer, is directed to inform Respondent No. 1 about the present application and the next date of hearing, and to file a report in that regard.

8. Learned Advocate for the Applicant is directed to serve a copy of the application for the purpose of service.

9. To be listed high on board, to be called at 1.00 p.m.

[RANJITSINHA RAJA BHONSALE, J.]