

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL APPLICATION (BA) NO. 50 OF 2016

(PANDURANG JAGAN FUKATWAD...VS..STATE OF MAH. THR. PSO PS TEKAMANDWA, DIST.
CHANDRAPUR.)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

CORAM : Z.A.HAQ, J.

DATED : APRIL 01, 2016.

Heard Shri P.V.Rajurkar, advocate holding for
Shri M. Anilkumar, advocate for the applicant and Shri N.B.
Jawade, A.P.P. for the non-applicant.

The applicant was arrested on 24th August, 2015
in crime registered against him for the offence punishable
under Section 376(2)(i) of the Indian Penal Code, Sections 4
and 6 of the Protection of Children from Sexual Offences Act,
2012 and Sections 3(1)(xii) and 3(2)(v) of the Scheduled
Castes and the Scheduled Tribes (Prevention of Atrocities)
Act, 1989.

The accusations against the applicant are that he
has committed penetrative sexual assault on the victim (aged
about 15 years).

The applicant is student and had not been
involved in crime any time earlier. The charge-sheet is filed
on 5th November, 2015. The non-applicant has not been able
to show that the custody of the applicant is required for
further investigation.

Considering the facts on record, in my view, the applicant is entitled to be released on bail.

Hence, the following order :

The applicant having been arrested in Crime No. 5 of 2015, registered by the non-applicant, he be released on bail on furnishing P.R. Bond for Rs.Twenty Thousand and one solvent surety in the like amount.

The application is allowed in the above terms.

JUDGE

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