

Anand

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

ANTICIPATORY BAIL APPLICATION NO. 508 OF 2018

Ganesh Bhagwan Bhosale .Applicant

Vs.

The State of Maharashtra .Respondent

Mr. Nilesh Tribhuvan a/w Ms Asna Patel, Advocate, for the Applicant
Mr. S. R. Agarkar, APP, for the Respondent – State
Ms Sutar, PSI, Bibwewadi Police Station, Pune

CORAM : SMT. SADHANA S. JADHAV, J.

DATE : 02.07.2018

P.C.

. Heard learned counsel for the Applicant and the learned
APP for the Respondent – State.

2. This is an Application under Section 438 of the Code of Criminal Procedure. The Applicant herein is apprehending his arrest in C. R. No. 55 of 2018, registered at Bibwewadi Police Station, Pune, on 19.02.2018, for the offences punishable under Sections 376, 506, 323 & 504 of the Indian Penal Code.

3. Perused the papers of investigation.

4. It appears from the papers of investigation that the first informant is a married woman. That she was a divorcee on the account of the fact that she was diagnosed with HIV +ve. It also appears that there were intimate relations between the present Applicant and the first informant and they had consensual sex. It is alleged that on 25.05.2012, the first informant had conceived pregnancy and that she was forced to undergo termination of pregnancy by the present Applicant. The report is lodged on 19.02.2018. It also appears that for some time, the Applicant and the first informant were in live-in relationship.

5. In view of the above circumstances, the interim relief granted vide Order dated 15.03.2018 deserves to be confirmed on the same terms and conditions. The Application is allowed and stands disposed of.

(SMT. SADHANA S. JADHAV, J.)