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***IN THE HIGH COURT OF JUDICATURE AT BOMBAY***

***CRIMINAL APPELLATE JURISDICTION***

***CRIMINAL BAIL APPLICATION NO.168 OF 2019***

Bhagwan Baburao Kedar ..Applicant.

V/s.

The State of Maharashtra ..Respondent.

Mr.Abhay Jadhavar and Amit Yadav I/b. Sachin Zalte for the applicant.

Mr.S.S.Hulke, APP for the respondent-State.

***CORAM : NITIN W. SAMBRE, J.***

***DATE : FEBRUARY 26, 2019***

**P.C.:-**

Heard learned counsel for the applicant and learned APP for the State.

2. After his arrest on February 10, 2018, the applicant is charge-sheeted in crime No.12/2018 for offence punishable under sections 363, 36(A), 376 (2)(i)(j) of the Indian Penal Code and section 4 and 8 of the Protection of Children from Sexual Offences Act, 2012 (POCSO).

3. Apart from the fact that there was love affairs between

the applicant and the victim girl, the medical evidence is not supporting the case of the prosecution. In view thereof, a case of grant of bail is made out. Hence the order :-

- i) The applicant be released on bail in Crime No.12/2018 for offence punishable under sections 363, 36(A), 376 (2)(i)(j) of the Indian Penal Code and section 4 and 8 of the Protection of Children from Sexual Offences Act, 2012 upon furnishing P.R. bond of Rs.25,000/- with one or more sureties in the like amount;
- ii) The applicant shall not influence the prosecution witnesses or tamper with the evidence;
- iii) The applicant shall remain outside the jurisdiction of Otur police station or the place where the victim is staying till the trial is completed;
- v) The application stands disposed of accordingly.

***(NITIN W. SAMBRE, J.)***