

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.
CRIMINAL APPLICATION (BA) NO. 43 OF 2019
(Manik Ramchandra Sevare .v. State of Maharashtra)

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

Court's or Judge's Orders

Shri Sabahatullah Shaikh, Advocate for the applicant.
Shri B.M. Lonare, APP for the respondent/State.

CORAM : M.G. GIRATKAR, J.
12TH FEBRUARY, 2019.

Heard.

Learned Counsel for the applicant has submitted
that the victim lodged report in the month of December, 2018
and the first incident took place in the month of May, 2018.

Learned APP has strongly objected the application.

Perused the report. From contents of report, it
appears that for the first time accused/applicant did forcible
sexual intercourse with her, but thereafter also it is continued.
Not only the applicant but other persons also did sexual
intercourse on her. Therefore, it was a rape or not is to be
decided in the trial. Hence, the following order.

In the result, the application is allowed. The
applicant be released on bail on furnishing PR bond of Rs.
25,000/- (rupees twenty-five thousand only) with one solvent
surety in the like amount on the following conditions.

The applicant shall not tamper the evidence of
prosecution witnesses.

The applicant shall attend the trial Court on each
and every date.

JUDGE

*rrg.