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

CRIMINAL BAIL APPLICATION NO. 571 OF 2021

RAHUL CHOTELAL GUPTAAPPLICANT

V/s.

THE STATE OF MAHARASHTRARESPONDENT

**WITH
INTERIM APPLICATION NO. 1372 OF 2021
IN
CRIMINAL BAIL APPLICATION NO. 571 OF 2021**

SAVITA RAHUL GUPTAAPPLICANT

IN THE MATTER BETWEEN

RAHUL CHOTELAL GUPTAAPPLICANT

V/s.

THE STATE OF MAHARASHTRARESPONDENT

Ms. Anjali Patil for the applicant
Ms. A. A. Takalkar APP for the State
Ms. Roshni Singh for the intervener

CORAM : NITIN W. SAMBRE, J.

DATE: DECEMBER 10, 2021.

P.C.:

1] Applicant is seeking regular bail in C.R. No. 928/2020

registered with Goregaon Police Station for offence punishable under Sections 376(2)(n), 506 of the Indian Penal Code and under Sections, 4, 8 & 12 of the Protection of Children from Sexual Offences Act, 2012.

2] Perused the statement of the victim girl recorded under Section 164 of Code of Criminal Procedure, 1973.

3] Prima facie it appears that offence is under Section 8 & 12 of the POCSO Act for which maximum punishment is upto 5 years. Applicant has already suffered incarceration for a period of one year. In view of this, case for bail is made out.

(i) Applicant be released on bail in C.R. No. 928/2020 registered with Goregaon Police Station for offence punishable under Sections 376(2)(n), 506 of the Indian Penal Code and under Sections, 4, 8 & 12 of the Protection of Children from Sexual Offences Act, 2012 upon furnishing P.R. bond in the sum of Rs. 15,000/- with one or more sureties in the like amount.

(ii) Applicant shall neither influence witnesses in any manner nor tamper with evidence.

(iii) Applicant shall not establish contact, directly or indirectly, with the victim or her family member.

(iv) Applicant shall not enter the jurisdiction of concerned police station till the charge is framed.

4] Application for bail alongwith intervention application stand disposed of.

[NITIN W. SAMBRE, J.]