

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL APPLICATION (ABA) NO.230 OF 2021

Bhawarsing Tarasing Mohite

...Versus...

State of Maharashtra through P.S.O., P.S. Khamgaon,
Tq. Khamgaon, District – Buldhana.

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

Court's or Judge's

Shri. R. D. Karode, Advocate for applicant
Shri. A. R. Chutke, APP for respondent no.1/State.

CORAM : **N. B. SURYAWANSHI, J.**
DATE : **28th JUNE, 2021.**

Hearing was conducted through Video Conferencing and the learned counsel agreed that the audio and visual quality was proper.

2. The applicant apprehends his arrest in Crime No.390 of 2019 registered with Khamgaon (Rural) Police Station District Buldhana for the offences punishable under Sections 354, 354-A, 452 and 323 of the Indian Penal Code.

3. It is the prosecution case that on 25.12.2019, after having meals with her in-laws and children, the informant was sleeping in her house. At 11.00 pm she woke up by the noise of door. She came out and saw the applicant. The applicant asked her whether her husband was at home. She informed that he had gone out of station. She then

asked him, what is the urgent work at that time in the night. The applicant then caught her left hand and embarrassed her, the informant raised hue and cry. Her in-laws and daughter came out. The applicant pushed her on wall and fled from the spot.

4. The offence has taken place on 25.12.2019. After completion of the investigation, charge sheet came to be filed on 18.06.2021 and the Case is numbered as CC No.465 of 2021.

5. The applicant was granted interim protection vide order dated 06.04.2021 and it is not disputed that the applicant has attended the Police Station and has cooperated in the investigation. In view of the filing of the charge sheet, pre-trial custodial detention of the applicant is not necessary. Criminal Application (ABA) No.230 of 2021 is allowed by making the interim protection order dated 06.04.2021 absolute.

(N. B. SURYAWANSHI, J.)