



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

BAIL APPLICATION NO. 1378 OF 2024

RAKESH DILIP MANE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...
Advocate for Applicant : Mr. Jitendra V. Patil
APP for Respondents No.1 and 2 : Mr. S. P. Sonpawale
Advocate for Respondent No.3 : Mr. Shankar B. Kendre
...

CORAM : S. G. MEHARE, J.
DATE : 26-09-2024

PER COURT :-

1. Heard the learned counsel for the applicant, the learned A.P.P. for the respondents/State and the learned counsel for the victim.

2. The applicant seeks bail in C.R.No.105 of 2024 registered with Chalisgaon Rural Police Station, District Jalgaon, for the offences punishable under Sections 363, 376(1), 376(2)(j) of the Indian Penal Code, Sections 4, 8, 12 of the Protection of Children from Sexual Offences Act, 2012 and Section 3(1)(w)(i)(ii) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

3. The respective learned counsels submit that the victim and the applicant were acquainted to each other. They had an affair.

The victim eloped with the applicant. She was around 17 years 10 months old.

4. It seems that it was a consensual affair. The applicant is languishing in jail for sufficient time. Nothing is to be recovered from him. He is also a young boy having no antecedents. Considering the facts and circumstances of the case, the Court is of the view that his detention would serve no purpose. Hence, the order:-

ORDER

- i) The bail application is allowed.
- ii) Applicant - Rakesh Dilip Mane be released on bail, on furnishing PB and SB of Rs.50,000/-, with one solvent surety of the like amount, in the above crime for the aforesaid offences, on the conditions that,
 - (a) He should not tamper with the prosecution witnesses.
 - (b) He should not contact the victim till the trial is concluded.
 - (c) He should attend the trial on each and every date.

**(S. G. MEHARE)
JUDGE**