

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
INTERIM APPLICATION NO.3294 OF 2023
IN
CRIMINAL APPEAL NO.694 OF 2023

Dipak @ Badal Dilip Pawar : Applicant
Vs.
State of Maharashtra & Anr. : Respondents

Adv. Vaibhav R. Gargade, for the Applicant.
Mrs. M.R. tidke, APP for the State.
Adv. Leena Shah i/by M/s. Shah and Furia Associates, for the Respondent
No.2.

CORAM : KISHORE C. SANT, J.

DATE : 20TH FEBRUARY, 2024

PC. :

1. Heard the parties for some time.
2. The only argument advanced is that the victim though was 14 years of age, the relationship was consensual relationship. It is further argued that, there is no sufficient Medical Evidence on record to show that the sexual Act was by force.
3. However, this argument cannot be accepted at this stage for the reason that victim was only of 14 years of age. Her age is not disputed.

Learned Advocate further made an attempt to seek bail stating that the victim and accused had even performed marriage.

4. This Court *prima facie* satisfied that, there is no error committed by the learned Sessions Judge, Solapur in convicting and sentencing the Appellant. There is no substance in the Application and the same stands rejected.

5. Appeal expedited.

(KISHORE C. SANT, J.)