

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
BAIL APPLICATION NO. 3973 OF 2023**

Raju @ Nilesh Siddhart Bhosale ...Applicant
Versus
State of Maharashtra & Anr. ...Respondents

Mr. Aashish Satpute for the Applicant.
Ms Rutuja Ambekar, APP for the Respondent.
Mr.Sujay Palshikar for Respondent No.2.

CORAM : N. R. BORKAR, J.
DATE : 3 FEBRUARY 2024.

PC:-

1. This is an application for bail under Section 439 of Cr.P.C.
2. The applicant came to be arrested in Crime No.458 of 2020 registered at Dighi Police Station, Pune for the offences punishable under Sections 354, 376(2)(f) and 506 of the Indian Penal Code and Sections 4 and 8 of the Protection of Children from Sexual Offences Act.
3. The allegations against the applicant, who is the husband of maternal aunt of the victim, are of rape.
4. Learned counsel for respondent No.2-victim submits that the victim has no objection, if this Court releases the applicant on bail and tendered affidavit to that effect. The same is taken on record and marked as **"X"** for the purposes of identification.
5. However, considering the nature of offence at this stage, I am not inclined to release the applicant on bail. As the

applicant is in jail for about 2 and ½ years, the trial Court is directed to conclude the trial within a period of six months from the date of receipt of copy of this order. Liberty to file fresh bail application, in case the trial is not concluded as directed.

6. The Application is disposed of in the aforesaid terms.

(N.R. BORKAR, J.)