



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

**986 CRIMINAL APPLICATION NO. 104 OF 2025
IN APPEAL/18/2025**

Ajit Dhanaji Bondar
Age: 30 years, Occu.: Labour,
R/o. : Utami Kayapur,
Tq.& Dist.Osmanabad.
Presently lodged at Osmanabad
District Prison, Osmanabad.

..Applicant
(Org. Accused No.3)

Versus

The State of Maharashtra

..Respondent

...
Advocate for Applicant : Mr. Abhijit S. More
APP for Respondent : Ms.Vaishali S.Chaudhari

...

CORAM : ABHAY S. WAGHWASE, J.

RESERVED ON : 19 MARCH, 2025

PRONOUNCED ON : 25 MARCH, 2025

ORDER :

1. This is an application for suspension of sentence and grant of bail on account of conviction recorded by learned Special Judge, Osmanabad dated 21-10-2024 in Special Case No.121 of 2021.

2. Learned counsel pointed out that applicant was tried by learned Special Judge for commission of offence under Sections 376,

376(2)(n), 376(3), under Sections 4, 6, 8 and 12 of the Protection of Children from Sexual Offences Act (POCSO Act) and under Sections 9, 10 and 11 of the Prohibition of Child Marriage Act and he has been held guilty for the aforesaid offences and awarded maximum sentence to suffer rigorous imprisonment for 20 years and to pay fine against which he has preferred appeal. However, appeal is of 2025 and there are no immediate prospects of matter being heard and decided earlier. That, applicant was on bail during the trial. That, fine amount is paid. Therefore, above prayers are raised.

3. Learned APP opposed application on the ground that serious offence is proved to be committed on a minor. According to learned APP, if applicant so desires matter can be taken up for final hearing itself.

4. After considering the submissions and on going through the papers, it is emerging that vide above Special Case No.121 of 2021, applicant was tried and by judgment and order dated 21-10-2024, he has been held guilty for aforesaid offences and awarded maximum sentence of rigorous imprisonment for 20 years. Victim was said to

be a minor and that aspect is already proved by the prosecution. Therefore, considering the gravity and seriousness of the offence, this Court is not inclined to grant relief. Hence, following order :

ORDER

Criminal Application No.104 of 2025 is rejected.

(ABHAY S. WAGHWASE)
JUDGE