IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR

CRIMINAL APPELLATE JURISDICTION

CR. ANTICIPATORY BAIL APPLN. NO. 3011 OF 2024

Sangita Kampanna Hiremath ……Applicant
VERSUS.
The State Of Maharashtra And Anr. ……Respondents

None for Applicant.

Mr. Nitin B. Patil, APP for the Respondent No.1 – State.

PSI, Mr. A. D. Babar, Mangalwedha Police Station, present.

SHANTANU SHANKARSA DHUDUM
Digitally signed by SHANTANU SHANKARSA DHUDUM
Date: 2026.10.15 17:18:55 +0530

CORAM : ASHWIN D. BHOBE, J.

DATE : 14th OCTOBER, 2026.

P.C.

1. When this Application was called out, the names of the Applicant (Sangita Kampanna Hiremath) and the learned Advocate for the Applicant on record (Mr. Dhananjay K. Bhosale) were called out by the Court Sheristedar. However, none appeared either in person or through V.C. mode.

2. As this Anticipatory Bail Application has been pending since 2024, instead of dismissing it for non-prosecution, I deem it appropriate to consider the Application on merits, with the assistance of Mr. Nitin B. Patil, learned A.P.P. for Respondent No. 1–State.

3. On 14th November 2024, the following order was passed:

"1. Heard learned counsel for the applicant and the learned APP for the respondent – State.

2. The applicant is apprehending arrest in connection with First Information Report No.0064 of 2024, dated 28.01.2024, registered at Police Station Mangalwedha, District Solapur, for offence under Section 363 of the Indian Penal Code, 1860 (IPC).

3. Subsequently, offences under Sections 376, 376(2)(n), 376(3) and 506 of the IPC were added and offences under Sections 4, 8 and 12 of the Protection of Children from Sexual Offences Act, 2012 (POCSO Act) were also added. The victim has been made party respondent No.2 in the present application. Notice will have to be issued to her but, the learned counsel for the applicant is pressing for interim relief.

4. This Court has heard the learned counsel for the applicant and the learned APP for the State in the context of material available on record. The allegation in the present case is that the brother of the applicant i.e. the co-accused person committed forcible sexual intercourse with the victim, who was about 15 years and 6 months at the time of the incident.

5. This Court has perused the statement of the victim, wherein she has alleged that the co-accused person i.e. the brother of the applicant took the victim to the house of the applicant. On two occasions, while the applicant slept on the terrace of the house, the victim was with the co-accused, who allegedly committed forcible sexual intercourse with her.

6. Considering the nature of allegation made against the applicant herein, this Court is inclined to grant interim relief during the pendency of the present application.

7. Accordingly, there shall be interim relief in the following terms :

(A) Till the next date, in the event the applicant is arrested in connection with FIR No.0064 of 2024, dated 28.01.2024, registered at Police Station Mangalwedha, District Solapur, she shall be released on bail on furnishing PR Bond of ₹ 25,000/- with one or two sureties in the like amount.

(B) The applicant shall co-operate with the investigation.

(C) The applicant shall not influence the informant, witness orany person concerned with the case and she shall not tamper with the evidence.

8. Issue notice to the respondent No.2, returnable on 13th December, 2024, "High on Board."

9. Needless to say, violation of any of the aforesaid conditions may result in this order being cancelled.

10. List for further consideration on 13th December, 2024, "High on Board."

4. Mr. Nitin B. Patil, learned A.P.P. for Respondent No. 1–State, on instructions from the Investigating Officer, submits that the Applicant appeared before the Investigating Officer pursuant to the order dated 14th November 2024. He submits that upon completing the investigation in Crime No. 64 of 2024, the Investigating Officer filed the charge-sheet. The case is now pending trial before the Special Court, Pandharpur, and is registered as Special Case No. 17 of 2024.

5. In view of the submissions made by Mr. Nitin B. Patil, learned A.P.P. for Respondent No. 1–State, the fact that the Applicant has been on

interim bail since 14th November, 2024, without any allegation of breach of the bail conditions, notwithstanding the absence of the Applicant's Advocate, in the interest of justice, this Application is allowed by confirming the Order dated 14th November, 2024 and making it absolute in terms of paragraphs 7(A), (B) and (C) thereof.

6. It was with the fair assistance rendered by Mr. N. Patil, learned A.P.P. for the Respondent–State, that this Criminal Anticipatory Bail Application No.3011 of 2024, which has been pending since 2024, is disposed of today..

(ASHWIN D. BHOBE, J.)