

statements made by the victim before the Police and before the Court in a Court proceeding. He submitted that considering the allegations that immediate custodial interrogation of the applicant is not required and admittedly it seems to be a consensual act. In view of that, the applicant be protected by granting ad-interim pre-arrest bail.

5. Learned Additional Public Prosecutor strongly opposed the said application on the ground that the offence is of serious nature. As per the allegation present applicant has obtained her photographs and there is apprehension that he will make it viral. In view of that, the prayer for grant of ad-interim anticipatory bail deserves to be rejected.

6. After hearing learned counsel for the applicant and learned Additional Public Prosecutor for the respondent No.1-State perused the recitals of the First Information Report as well as various documents filed on record. From the recitals of the F.I.R. it reveals that there was love affair between them and physical relationship developed between them out of her consent. Moreover, the statement of the victim in the F.I.R. and in the criminal proceeding filed against Nilesh Mankar appears to be contradictory. In the proceeding filed under the provisions of the Protection of Women from Domestic Violence Act,

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2005 against Nilesh Mankar she has stated that said Nilesh Mankar is having illicit relationship with one lady and, therefore, he was ill-treating her, whereas in the F.I.R. she stated that due to the present applicant her marriage with said Nilesh Mankar was broken.

7. Considering the contradictory statements and considering the fact that immediate custodial interrogation of the present applicant is not required. The prayer for grant of ad-interim anticipatory bail deserves to be allowed. Accordingly, I proceed to pass following order :

ORDER

- (i) The application is allowed.
- (ii) In the event of arrest of the

applicant - Sachin s/o. Dhanraj Sagorkar in connection with Crime No.86/2024, registered with Police Station Dahihanda, District Akola for the offence punishable under Sections Sections 376, 376(2)(n) and 417 of the Indian Penal Code, the applicant shall be released on ad-interim anticipatory bail on execution P.R. Bond in the sum of Rs.25,000/- with one solvent surety in the like amount.

(iii) The applicant shall attend the concerned Police Station once in a week on Sunday between 10.00 a.m. to 1.00 p.m. and shall co-operate with the Investigating Agency.

(iv) The applicant shall not directly or indirectly induce, threat or promise any witnesses, who are acquainted with the facts of this case.

(v) The applicant shall not enter into the vicinity of village Dahihanda, District Akola until further orders.

8. Stand over after two weeks.

(Urmila Joshi-Phalke, J.) Wadode Signed by: Mr. Devendra Wadode Designation: PA To Honourable Judge Date: 21/03/2024 18:04:21