

Sessions Case No.38 of 2009 and others.

Order below Exh.975.

Heard Learned Special P.P. Mr.H.M.Dhruva for the State.
The concerned Jailor Shri R.P.Damor is present before the Court.

(1) The present application has been tendered to supply the magazines viz. frontline, outlook (both in English) and Chitralkha (In Gujarati) to the accused No.39, 14 and 16 as per the Jail Manual. It has been contended that the jail authority are not providing the said magazine.

(2) Having heard Mr.Damor and having heard Learned Special P.P. Mr.Dhruva under the instruction of the Jailor Shri Damor, who is concerned with the subject, it appears that the present accused have directly approached the Court without approaching the jail authority. This submission gets support from the fact that in the application, the accused have nowhere states as to when they have demanded the magazines from the Jail Authority, when it was refused and further it was refused by whom.

(3) The U.T.P. of this case cuts a sorry figure when they are found in habit of directly approaching the Court without approaching the Jail Authority for the same prayer. This adds the work of the Court who is assigned to conduct the huge matter wherein number of witnesses are to be examined.

Further, it is also worthwhile to note that the trial of this case is High Court time bound trial wherein the accused are found to make such applications and are investing lots of the time of the Court. It is high time when the accused are needed to be directed to first approach the jail authority for any of their requests and upon their failure to get relief from Jail Authority only, they shall apply to the Court. With the above observations, this application needs to be finally disposed of in the light of the submission made by Mr.Damor, Jailor for providing the magazines who states that the jail authority has never objected to supply these magazines.

In view of the foregoing discussion, following order is passed.

ORDER

1. The Jail Authority shall provide the three mentioned magazines to the three accused in accordance with the Jail Manual, the rules and regulations for providing magazines to the said accused.
2. The three accused-applicants are hereby directed to first of all approach the jail authority for any of their needs here onwards and it is only after that they shall approach the Court in case of need and not otherwise.

With the above direction, this application stands disposed of as allowed in view of the above directions.

A Yadi of this order be sent to the Jail Authority by the Registry.

Dictated and pronounced in the open Court today on this 11th day of July, 2013.

**(Jyotsna Yagnik)
Designated Judge,
Special Court for conducting
Speedy Trial of Serial Bomb-
Blast Cases, Ahmedabad,
Gujarat.**

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