

MHAH060018912013



COMMON ORDER PASSED BELOW EXHIBIT NO.197 AND 198
(Date: 23.01.2026)

Perused the applications and say thereon. Heard both parties at length. Present applications are moved by learned advocate of accused No.2, 4, 5, 7 Shri. A. P. Pardeshi for the separation of trial of accused No.2, 4, 5, 7 from accused No.1, 3, 6.

2] Learned advocate of the accused submitted that, the accused No.1, 3, 6 are not present before the Court since last 2 years. However, accused No.2, 4, 5, 7 are present before the Court. Due to absence of accused No.1, 3, 6, the trial is hampered. Hence, they prayed for separating the trial of accused No.2, 4, 5, 7 from accused No.1, 3, 6.

3] Per contra learned A.P.P. opposed the application by submitting that, matter is remained pending against other accused if the trial is separated. Accordingly, he prayed for passing appropriate order.

4] Perused the record. Offence punishable under Section 143, 147, 148, 326, 323, 504, 506 read with 149 of Indian Penal Code and Section 135 of the Bombay Police Act is levelled against

the accused persons. Accused No.1, 3, 6 are not present before the Court since 2 years. Nothing constructive happened in the matter since long. Despite of issuance of non-bailable warrant to accused No.1,3, 6, they are not appeared before the Court. On the other hand accused No. 2, 4, 5, 7 *sue-motu* appeared before the Court through their learned advocate. If the matter kept for appearance of accused No.1, 3 and 6, it would be prejudiced to accused No.2, 4, 5 and 7. Therefore, in the interest of justice, it is necessary to separate the trial of accused No.2, 4, 5, 7 from accused No.1, 3 and 6. As far as objection raised by learned A.P.P is concerned, for that purpose proper order can be passed. Hence, I proceed to pass following order.

ORDER

1. Applications below Exh. 197 and 198 are allowed.
2. Trial of accused No.2, 4, 5 and 7 is separated from accused No.1, 3 and 6.

Place: Shrirampur
Date : 23.01.2026.

(Vidya S. Kasbe)
Judicial Magistrate First Class
(Court No.3), Shrirampur,
Dist. Ahmednagar.