

**ORDER BELOW EXH.57 IN SPL. MCOCA CASE NO.11/2023.**  
**( CNR No. MHAK01-000435-2023)**

The state of Maharashtra -Vs- Suhas Suresh Wakode & Others.  
( Date : 16.04.2024.)

Accused No.2 Vishal Hirole is presently kept in Wardha District Jail. He is under trial prisoner in present case. Accused from this case are kept in Yavatmal and Wardha District Prisons by the concerned authorities for security and other reasons. The accused has filed present application for transfer to Washim Jail. The accused has been produced before this Court on 10.04.2024. He has reiterated his demand of transfer as prayed.

2) Learned Spl. P.P. has strongly opposed the application. According to him, there is no necessity to shift the accused elsewhere. His presence can be secured on video conferencing whenever required.

3) At this juncture, it is not out of place to mention that, the case is not ready for trial. Various accused are filing bail applications one after the other or filing other applications as the present one. Furthermore, all under trial accused in this case are kept in Yavatmal and Wardha District Jail, as stated above. Presence of all the accused persons at Akola is not required yet. In such situation, this Court has no role in place of custody of the accused persons. It is for the Jail Authorities to decide where the accused shall be kept. Keeping in view security of concerned accused as well as other inmates. I.G. (Prison) has powers to shift the under trial prisoners from one Jail to another on administrative ground. The accused can move application for such purpose through proper channel before the competent authority in this regard. Hence, application is filed.

Akola.  
Date : 16.04.2024.

( A. D. Kshirsagar)  
Spl. MCOCA Judge, Akola.

Certificate

I certify that the contents of this PDF file are word to word as per Original Order.

Name of the Steno : Anil D. Bais.  
Name of the Court : Court of the District Judge – 1 and  
Addl. Sessions Judge, Akola.

Sd/xx  
Stenographer

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