

ORDER BELOW EXH 48 IN SPL CASE ACB NO. 02/2017

01] By this application, the Ld. APP prayed that the Assistant Superintendent may kindly be directed to verify and thereafter, certify that the voice transcription filed along with charge sheet and the voice recorded in the memory card in the script panchanama is one and the same recorded in memory card and the copy of transcript produced on record is one and the same. According to APP it is essential for just decision of the case on merits.

02] The accused resisted the application stating that the matter is eight years old. The case could not proceed further without verification. The prosecution is intending to delay the matter. Hence, prayed that appropriate order may kindly be passed.

03] Perused application and say. Heard argument of both sides. Perused record. It appears from the record that the voice transcription filed along with charge sheet and the voice recorded in the memory card along with the script panchanama is filed on record. The script panchanama and voice recorded in memory card is one and the same. According to Ld. APP the voice sample and script panchanama which has reduced into writing be verified and certified from the Assistant Superintendent with regard to its correctness.

04] The reliance was placed on the Rule 24 of the Criminal Manual wherein rules regarding tape recorder evidence in court are framed. In the said rule it is categorically stated that the court or such officer shall hear the tape record in order to verify whether the transcript produced along with the tape is correct or not and endorse such a verification on the transcript record under his signature with date.

05] Thus, considering above fact, it is convenient if the Assistant Superintendent of district court is directed to verify whether the script panchanama produced along with charge sheet is correct or not and it is as per voice recorded in the memory card. Hence, this court inclined to allow the application and pass the following order.

ORDER

- 1] The application is allowed.
- 2] The Assistant Superintendent, District Court, Vaijapur is hereby directed to verify the script panchanama filed along with charge sheet and the memory card seized in Crime no.3040/2014, Spl. Case ACB no. 02/2017 as per rules framed in Rule 24 of the Criminal Manual or any other rule for the time being in force and submit report.

Date: 16.08.2025

(L. G. Pachchhe)
Special Judge (ACB)
Vaijapur, Dist-Aurangabad.

CERTIFICATE

I affirm that the contents of this PDF file order are same, word to word, as per the original order.

Name of the Stenographer:	Smt.H.I.Mulla Stenographer
Court	: Shri L.G.Pachchhe Special Judge (ACB) Vaijapur.
Date of order	: 16-08-2025
Order signed by the presiding officer on	: 16-08-2025
Order uploaded on	: 16-08-2025