

MHGA010005712021



**IN THE COURT OF SESSIONS AT GADCHIROLI**

(Presided over by Shri. Uttam M. Mudholkar)  
( Additional Sessions Judge )

**Sessions Case No. 53/2021**

**Rajat Sitaram Gurnule**

**... Applicant /  
accused no.6**

..Versus..

State of Maharashtra,  
Through- PSO, P.S. Gadchiroli  
Tahsil & Dist. Gadchiroli

**... Respondent**

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Adv. Shri S.T. Thakare for the applicant/accused no.6  
APP Shri N.M. Bhandekar for State  
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**Oral Order Below Exh. 84**

(Passed on 17.11.2021)

1] This is an application moved by accused no.6 Rajat Sitaram Gurnule for permitting him to raise additional grounds in the already filed discharge application of Exh.8.

2] It is contended that for hearing of the discharge application of Exh.8 there is necessity of raising additional grounds and as such permission for raising such grounds has been sought.

3] The say of Learned APP Shri Bhandekar was called who has opposed the application by contending that the applicant/accused has already raised several grounds in the discharge application of Exh.8 and now there is no need to grant permission to raise additional grounds.

..2..

4] Perused the application, say, record of the case. Extensively heard the Learned Adv. Shri S.T. Thakare for applicant/accused no.6 and APP Shri Bhandekar. The submissions of both the sides were nothing but replica of contents of the application and reply.

5] I have carefully considered the submissions and record. It is a matter of record that already accused no.6 has moved the application of Exh.8 seeking his discharge in the present case. By filing the present application the accused intends to raise additional grounds in addition to the grounds which are already raised in the application of Exh.8. In the considered view of this Court in order to give fair opportunity, the accused can be permitted to raise additional grounds for his plea of discharge. By granting such permission there is no possibility of causing any prejudice or injustice to the prosecuting agency. Hence, the permission can be granted. Accordingly, following order is passed -

**ORDER**

1] Application of Exh.84 is allowed as under -

A] Permission is granted to applicant/accused no.6 to raise additional grounds in the discharge application of Exh.8.

Date : 17.11.2021

(U.M. Mudholkar)  
Additional Sessions Judge,  
Gadchiroli