

**IN THE COURT OF ADDITIONAL SESSIONS JUDGE, GONDIA.**

**SESSIONS CASE NO.71/2020.**

**STATE OF MAH. THROUGH PSO, RAMNAGAR, GONDIA.**

**VS.**

**ANKIT RADHESHYAM BIRANWAR & ORS.**

**ORDER BELOW EXH.1.**

**(Passed on this 16<sup>th</sup> day of May, 2026)**

Accused No.1 Ankit Biranwar had filed Criminal Writ Petition No.240/2024. On 25<sup>th</sup> June 2024, the Hon'ble Bombay High Court, Nagpur Bench was pleased to dispose off the said Criminal Writ Petition. However, the Hon'ble Bombay High Court, Nagpur Bench has directed to decide Sessions Case at hand within a period of 08 months from 25<sup>th</sup> June, 2024. Even accused No.1 and other two accused are directed to give cooperation to dispose off the case at hand expeditiously. In Criminal Application (BA) No.149/2024 filed by accused No.1 Ankit Biranwar, the Hon'ble Court had asked for progress report. However, as per record of proceedings, accused No.1 has not cooperated with trial proceedings and that accused by not participating and conducting cross-examination of material witnesses has prolonged hearing of this case.

2] Today, without verifying the record, Advocate Smt. P. T. Patel has filed pursis vide Exh.396, in which she stated that, accused No.1 is not given fair opportunity. However, the said statement is factually incorrect in as much as, it was accused No.1 who intentionally dragged on and prolonged this case at hand by not conducting cross-examination. It is also stated in the said pursis that, deliberately chance is not given to accused

to conduct cross-examination. However, suffice it to say that the said statement made on behalf of accused is far stretched and contrary to record.

3] Further, it is to be noted that, examination-in-chief of IO is concluded on 13/05/2026. Thereafter, there was problem in V.C. due to electricity problem. As such, order was passed on Exh.396 and that matter at hand is fixed as on today. Today, Advocate Smt. P. T. Patle who has filed the aforesaid pursis is present in the Court. However, when she was asked whether she is ready to conduct cross-examination of I.O., she has declined to conduct cross-examination of I.O. though she was holding for her Senior namely Advocate Gajendra Saoji. Accused Ankit Biranwar who was physically produced has declined to conduct cross-examination of I.O.

4] It is to be noted that, Advocate Shri. V. R. Rahangdale appearing for accused Nos.2 and 4 is absent when called. Accused Nos.2 and 4 are present in the Court. They too have declined to conduct cross-examine of the I.O.

5] Advocate Shri. Bhajipale appearing for accused No.3 is present. He is ready to proceed with the cross-examination.

Gondia.  
Date:16.05.2026.

Sd/-  
(A. S. Pratinidhi)  
Additional Sessions Judge,  
**Gondia.**