

Order below Exh.274 in RCC No.166/2007
(State V/s. Babasaheb)

Read the application for adjournment and say filed on it,. Heard learned counsel for both side. The case is old one of 2007 and it is part heard since October, 2012. Till date, the prosecution could able to examine six witnesses, and last witness came to be examined in May, 2016. Afterwards, the informant through his advocate submitted an application for re-investigation at Exh.264 of the same came to be rejected on 29.06.2016 on merit. Since then, the case came to be posted on 05.07.2016, 13.07.2016, 19.07.2016, 28.07.2016 and 08.08.2016 for hearing of remaining witnesses of the prosecution, but the informant by seeking adjournment for challenging the order passed below Exh.264 before the Hon'ble High Court, postponed the hearing. Till date, he could not secure any stay from the High Court. Though, the matter is old one of 2007 and part heard since 2012, the informant is lingering it for one or other ground. It is not bring the stay for further proceeding of the matter. It is nothing but an attempt on the part of the informant to delay the matter. However, for the sake of justice time granted subject to cost of Rs.500/- to be paid to the accused. If the informant failed to bring the stay order on next date, he will have to adduce his evidence, failing which the matter will be proceeded further.

Date:08.08.2016

(M. M. Gadiya),
Judicial Magistrate F.C., Ausa.

