

**IN THE COURT OF ADDL.CHIEF METROPOLITAN MAGISTRATE
8TH COURT, ESPLANADE MUMBAI**

**C.C. No. 1538/MISC/2021
R.A. NO. 610 OF 2021
(F.No.DRI/BZU/S-IV ENQ-19(INT-02)/2021**

The State (Customs Police Station)	...	Complainant
	v/s.	
1. Rajesh Jamanadas Parekh		
2. Shubhada Prakash Gawde	...	Accused

**ORDER BELOW APPLICATION FILED BY ACCUSED FOR RELAXATION OF
CONDITIONS IMPOSED BY THE COURT**

1. Read the application, say of Ld. APP. Heard both the parties at length.

2. It appears that accused Shubhada has made this application for relaxation of condition imposed on her in view of order passed by this court on dated 26/07/2021. It is her submission that her father-in-law Devji Keloji died on 26/08/2021. She has to attend death ceremony of her father-in-law. Therefore, prayed for relaxation of condition imposed by the court.

2. The other side strongly objected for the same. Submitted that the accused failed to comply with the directions issued by the court. There are number of on 27/08/2021, 0/08/2021, 03/09/2021 and 06/09/2021 considerable time has elapsed. Therefore, there should not be any hardship in complying with the conditions imposed by the court. Prayed to reject the application.

3. Ld. Advocate of accused submitted that the fact of demise of father-in-law of accused is informed to the DRI Department. The same has been denied by the DRI Department. If considered this aspect, it requires evidence to prove the same. So far as the prayer made by the accused is concerned, I am of view that the application was filed on 27/08/2021. If considered present date i.e. 21/09/2021 and demise of father-in-law of

accused i.e. 26/08/2021, I am of view that the prayer made by the applicant become infructuous. The application is required to be disposed off accordingly. Hence, the application stands disposed off.

Sd/-

Dt. 21/09/2021

(R. M. Nerlikar)
Addl. Chief Metropolitan Magistrate,
08th Court, Esplanade, Mumbai.