

Order below Exh.88 in Special Case No.70/2022
(CNR No. MHNS100014232022)

1. By this letter through e-mail, it is requested by the Assistant Director of Small Forensic Science Laboratory, Maharashtra State, Ratnagiri that the Assistant Chemical Analyzer namely Maruti Somnath Ghuge's evidence may be recorded through Video Conferencing from V.C. room of District Court Ratnagiri on the ground that Special Drive for the disposal of pending matters is going on in his office and that the said witness is posted in the said office and he received the mail in respect of the witness summons for giving evidence of the witness in Special Case No. 70/2022 in the District Judge and Additional Sessions Judge, Niphad court on 09.10.2025.

2. On the said request of the Assistant Director of the Small Forensic Science Laboratory, Ratnagiri, this court called the say of the Ld. APP and Ld. Advocate for the accused. Ld. APP has submitted that offence is of serious nature and that if the witness remains present in the court it becomes easy to prove the contents of the document and to get explanation of the contents of the document from the said witness. It is therefore, submitted that necessary order may be passed.

3. Ld. Advocate for the accused has submitted that the personal presence of the witness is required in the court as various documents are required to be shown to the witness which is not possible through V.C.

4. Considering the fact that CA report shows that accused and the victim girl are concluded to be biological parents of the femur bone of the fetus of the victim girl and that the witness is to be examined in respect of the DNA report and that offence is serious in nature and it may take time for examination-in-chief as well as cross-examination and

that the number of documents are required to be shown to the witness and there is also problem in the online connectivity, it would be just and proper that evidence of the witness should be recorded by calling the witness into the witness box. Hence, I pass following order :

ORDER

1. The request of the Assistant Director of Small Forensic Science Laboratory, Maharashtra State, Ratnagiri that evidence of Maruti Somnath Ghuge, the Assistant Chemical Analyzer, be recorded through video conferencing is rejected.
2. Maruti Somnath Ghuge, the Assistant Chemical Analyzer is directed to remain present personally in this Court on the next date as his evidence is required to be recorded in this court for deciding this case.
3. Inform accordingly.

Date : 08.12.2025
Place : Niphad

(Abdussalam A.A.Shaikh)
Special Judge and
Additional Sessions Judge,
Niphad.