



ORDER PASSED BELOW EXH. 42 IN RCC No. 77/2026

By this application, accused no.s 1 to 5 have sought transfer from the Yerwada Central Prison, Pune, to Nashik Road Central Prison, Nashik, on the ground that the charge-sheet in the present case has been filed before this Court.

2. Heard learned counsel for accused and the learned APP for the State. Perused the application and relevant record.

3. It is submitted on behalf of accused persons that accused are in Yerwada Jail. Initially the charge-sheet has come to be filed before the CBI court, Pune. Later on the same is transferred to the present court. Hence, continued detention in a distant jail will cause hardship or attending proceedings.

4. The learned APP submitted that there is no objection to the transfer of the accused persons.

5. It is well settled that transfer of an undertrial prisoner from one jail to another is an administrative function of the prison authorities. In ***Saeed Sohail vs. State of Maharashtra*** [2012 AIR SCW 6048], it has been observed that where the charge-sheet is filed and trial is to be conducted before a particular court, the presence of the accused within the jurisdiction facilitates effective legal representation and smooth conduct of trial. In the present case, it is not in dispute that the charge-sheet has been filed before this Court, and the accused are presently in Yerwada Jail, Pune i.e. outside the jurisdiction. Hence, continued detention of the accused in a distant prison would cause practical difficulty in ensuring

timely production. In view of the above, I proceed to pass the following order:

ORDER

The application for transfer of accused Nos. 1 to 5 to Nashik Road Central Prison, Nashik, be forwarded to Superintendent of Yerwada Central Jail, Pune for necessary action and order.

Date: 16/04/2026

(A.C. Rokade)
JMFC, Igatpuri, Dist. Nashik

CERTIFICATE

I affirm that the contents of this P.D.F. file Order are same, word to word, as per the original Order.

Name of Stenographer	: S.R.Bhapkar
Court	: J. M. F. C. & C.J.J.D.at Igatpuri.
Date	: 16-04-2026
Order signed by the Presiding Officer on	: 16-04-2026
Order uploaded on	: 16-04-2026