

**State of Maharashtra Bundgarden P Stn
Vs
Samweal Sudhir Bahirat & Ors.**

**Order below Exh.1
(Passed on 02/07/2026)**

This is almost 10 years old case for offence under Section 395 of IPC . After the charge was framed in 2019, the accused No. 1 Samweal Sudhir Bahirat and accused No. 4 Ashwin Krushna Reddy are absent since long. The only accused in attendance are accused Nos. 2, 3 and 5. The case has been long pending for securing the presence of accused No. 1 and 4 on warrants, but till date police is unable to secure their presence.

2. The trial of accused Nos. 1 and 4 is therefore separated under Section 317(2) Cr.PC. Issue standing NBW and notices to their surety and proclamation under Section 82 of Cr. PC.

3. The trial of accused No. 2, 3 and 5 be commenced. The prosecution to summon its witnesses for evidence so being recorded in the trial of accused Nos. 2, 3 and 5 be treated as evidence under Section 299 of Cr. P.C. for the future trial of absent accused Nos. 1 and 4, if their presence is secured in future.

4. The prosecution to take note and act accordingly.

(S.S. Kanthale)
Date : 02/07/2026 Addl. Sessions Judge, Pune.