

Order Below Exh.110
(Passed on 23/04/2024)

Applicant/accused Deepak Dattu Madne and others are charge-sheeted for the offences punishable under Sections 307, 395, 452, 504, 506, 427, 201, 188 of the Indian Penal Code and Section 4(25) of the Arms Act, Section 37(1) r/w 135 of the Maharashtra Police Act and Sections 3(1)(ii), 3(2) and 3(4) of the Maharashtra Control of Organized Crime Act. By way of this application he is seeking permission to attend marriage of his cousin in police escort, which is scheduled on 26/04/2023.

2) It is case of the accused that he is in jail since last 3 years. His father died on 11/10/2013. He is having family bond with his cousins. His uncle looked after all the needs of his family after death of his father. Hence, he be permitted to attend marriage of his cousin.

3) The application is opposed by the prosecution. According to the prosecution, the bridegroom is not real brother of the accused. His presence in marriage is not necessary. Due to general elections there is shortage of man power and the vehicles. It will be difficult to take the accused at marriage ceremony with escort.

4) The marriage card shows that the bridegroom is having many relatives. Names of them are mentioned in the marriage card. It is not case of the accused that except him no other near relatives

are there to the bridegroom. Presence of the accused in the marriage is not must.

5) The charge-sheet against the accused shows that eye witness Juned has specifically stated against him that he was at the spot with the weapon. Previously also two offences are registered against the accused and chapter case was also made against him. All these aspects go against the accused to consider his prayer for allowing him to attend marriage of his cousin with escort. Thus, the application stands rejected.

Pune.

Date : 23/04/2024

(D. V. Kashyap)

Addl. Sessions Judge, Pune.