

**Order below Exh. 01 in Spl. MCOGA Case No. 921/2021**

1. The accused are under trial prisoners and their bail application has been rejected upto the Hon'ble Supreme Court. The charge against the accused has been framed on 03/04/2025. The court was constrained to issue BW against the informant to secure her presence to record her evidence. Ultimately, the evidence of the informant was recorded to some extent on 19/01/2026. The learned Spl. P.P. submitted that she is not fully prepared to conduct the examination in chief and sought an adjournment. Considering the difficulty the further examination in chief was deferred and the case was fixed on 02/02/2026. The witness remained absent on that date on medical ground and therefore the case was fixed on 09/02/2026. On that date the learned Spl. P.P. was absent claiming the medical ground. Thus, the case was adjourned and fixed today.

2. The accused are connected through V.C., their learned advocates are present before the court but the learned Spl. P.P. was absent. She had appeared before the court when the arguments in another case were going on but after concluding the arguments, when this case was called she was absent though repeatedly called. The court, the learned advocates for the accused, the accused and the witness all were kept waiting for half an hour but still the learned Spl. P.P. did not appear.

3. It was mutual understanding between both the parties that let the evidence of the informant be completed first and thereafter the trial of this case shall proceed on day to day basis. However, the

experience showed that the evidence of the informant was started on 19/01/2026 and still it is not completed. The prosecution has given the list of the witnesses proposing to examine 96 witnesses (Exh. 147). It would be highly impossible to examine all these witnesses as per the convenience of the prosecution and the defence advocates. The circumstances demand that the trial of the case shall proceed on day to day basis. The witnesses in other cases are waiting and this court is being kept waiting for this case. This is the wastage of valuable time of the court as well as the litigants. Hence, I deem it appropriate to keep this matter back to be called at 3.30 p.m. and the suitable order regarding expeditious trial of this case would be passed as per the circumstance would arise at that time.

Date: 17/02/2026

(S.R. Salunkhe)  
Spl. Judge (MCOCA), Pune.

### **ORDER**

After passing the above order the learned Spl. P.P. appeared at 1.15 p.m. and shown readiness to proceed with the trial and she was submitting that she was held up before the Spl. A.T.S. Court for hearing incamera and therefore she could not appear before this court when called. Although this matter is kept back to be called at 3.30 p.m., the learned advocates for the accused had expressed no objection for recording the chief examination in their absence and they would conduct the cross examination at scheduled time. Hence, the chief-examination to proceed.

Date: 17/02/2026

(S.R. Salunkhe)  
Spl. Judge (MCOCA), Pune.