

MHPU200007752010 	<u>R.C.C.NO.209/2010</u> <i>State of Maharashtra</i> <i>Vs</i> <i>Kishor Subhash Naiknavare and Ors.</i>
---	---

ORDER PASSED BELOW EXH.NO. 43
(Passed on 10th April, 2026)

1. The present application filed by accused No. 2 and 3 for separate trial from accused No. 1 and 4 to 6. It is contention of applicant No. 2 and 3 that accused No. 1 and 4 to 6 are not present before the Court. The accused No. 2 and 3 are regularly present before this Court. Therefore, for interest of justice the trial of accused No. 2 and 3 be separated.
2. The learned A.P.P. filed his say on application itself contending that the non-bailable warrant be issued against other accused for their appearance. Lastly, he contented necessary order be passed.
3. Heard the learned Advocate for accused No. 2 and 3 and learned A.P.P for state. The present charge-sheet has been filed against the accused for offence punishable under Section 406 read with 34 of Indian Penal Code, 1860 in the year 2010. Since then non bailable warrant, notice to surety issued against the accused No. 1 and 4 to 6. But, accused No. 1 and 4 to 6 are failed to appear before the Court. The accused No. 2 and 3 present before this Court. The matter is old one. There is no possibility to appear the accused No. 1 and 4 to 6 in near future. Therefore, for the interest of justice it is necessary to separate trial of accused No. 2 and 3 from the accused No. 4 to 6. Hence, I passed the following order.

ORDER

The trial of accused No. 2 and 3 is separated from the accused No. 1 and 4 to 6.

Date : 10/04/2026.

(S.D.Wankhede)
Judicial Magistrate First Class, Court No. 2,
Ghodnadi, Tal.Shirur, Pune.