

IN THE COURT OF ADDITIONAL SESSIONS JUDGE, KHED-  
RAJGURUNGAR, PUNE

Order below Exh. 25

In

Special Case No. 10 of 2019  
(CNR. No. MHPU21-001808-2019)

State of Maharashtra  
Through Chakan Police Station

... Complainant

V/s.

Ramdas Murlidhar Medankar & others

... Accused

Priyanka Shivaji Zombade

-- Applicant

**Appearances:**

Ld. APP Shri. M. D. Pandkar for State

Ld. Adv. Shri. N. C. Choudhari for original complainant/applicant

Ld. Adv. Shri. V. S. Mahajan for accused.

**JUDGE : SHRI A.S. SAYYAD**  
Addl. Sessions Judge,  
Khed-Rajgurunagar, Pune.

**DATE : MAY 14, 2025**

**(DICTATED AND PRONOUNCED IN OPEN COURT)**

**:ORDER:**

This application is filed by the original complainant i.e. Priyanka Zombade, for getting an amount of Rs. 6,20,000/- which is deposited by the original accused while seeking relief of anticipatory bail before the Hon'ble High Court.

2. The present applicant in this case is an original

complainant. Whereas, two persons were accused. During trial of the case, one accused viz., Ramdas Murlidhar Medankar is died. Therefore, case is abated against him. The original complainant has accused these persons for offences u/s. 420, 323, 504, 506, 509 of Indian Penal Code and u/s. 3(1)(r)(s) and 3 (iv)(j) Scheduled Caste and Scheduled Tribe and u/s. 7(1)(d) of Civil Rights Act. According to complainant, after registration of Crime No. 470/2019, original accused have approached to Hon'ble High Court for anticipatory bail. Accordingly, they filed Criminal Appeal No. 676/2019. In the said appeal, they have filed an Interim application No. 01/2019 and without prejudice, deposited sum of Rs. 6,20,000/- as mentioned in the chargesheet, in the Registry of Hon'ble High Court till disposal of case in the Trial Court. On the said application, The Hon'ble High Court passed an order, on 05/03/2024, with observations that the said amount so deposited along with accrued interest thereon, to be transferred to the Trial Court. The complainant was given liberty to make an appropriate application before Trial Court, to withdraw the said amount which application shall be considered on its own merits and on accordance with law. According to complainant, she deserves for getting the said amount deposited in the Court. The complainant also contends that the said amount be given her subject to decision of the present case. Hence, prayed for allow the application.

3. This application was strongly opposed by the accused no. 2 who is son of late Ramdas Medankar. According to accused, the complainant is misinterpreting the order of Hon'ble High Court passed on 27/01/2020 and 05/03/2024. Accused denied all the contentions made in the application. According to accused, his father has deposited the said amount while seeking interim bail, without prejudice till the disposal of case in Trial Court. According to him, now trial yet to be concluded and it was not decided by the Court that

whether the deposited amount in question, belongs to complainant or not. Unless the trial is to be concluded, the complainant has no right to claim the as such amount mentioned in chargesheet. The complainant has no any concerned with the said amount as the said amount is deposited by them. The order of Hon'ble High Court dt. 27/01/2020 is self-explanatory which indicates that the accused have deposited the said amount without prejudice till disposal of case before Trial Court. The application devoid of merit and deserves for rejection.

4. Heard Ld. Advocates of both sides at the length of considerable time. I have also heard the original complainant, her husband and the accused at length.

5. Without indulging into the facts of the case, to resolve the aforesaid controversy in my considered opinion it would profitable to refer relevant paras of both orders dt. 27/01/2020 and 05/03/2024 passed by the Hon'ble High Court in Interim application No. 01/2019. It reads as under.

6. Para 2 of order dt. 27/01/2020 of Hon'ble High Court cited as under -

*“2. After hearing the Ld. Counsel for the parties for some time, Mr. Nikam, Ld. Counsel for applicants, on instructions, submits that without prejudice, he is ready to deposit an amount of Rs. 6,20,000/- as mentioned in the chargesheet in the Registry of this Court till the disposal of case in the Trial Court. **The statement is accepted.** Let the amount be deposited in the Registry of this Court within period of one week from today.”*

7. Para 6 of order dt. 05/03/2024 of Hon'ble High Court as under -

*“6. My attention is invited to the order dt. 27/01/2020 passed by this Court in interim application No. 1 of 2019. It is stated that the applicants have deposited without prejudice a sum of Rs. 6,20,000/- as mentioned in the chargesheet in this Court. The said amount be deposited along with accrued interest thereon to be transferred to the Trial Court. It is open for the complainant to make an appropriate application to the Trial Court to withdraw the said amount which application shall be considered on its merits and in accordance with law.”*

8. If both the orders dtd. 27/01/2020 and 05/03/2024, are taken into consideration, it reflects that the accused have deposited the amount mentioned in chargesheet without prejudice till the disposal of case in Trial Court. In the instant case, accused no. 1 Ramdas Murlidhar Medankar reported to be died against whom serious allegations are made by the complainant. As per first order dt. 27/01/2020, the accused appears to be deposited amount without prejudice till the disposal of case before Ld. Trial Court and the said statement is accepted by the Hon'ble High Court. In subsequent order dt. 05/03/2024, the Hon'ble High Court kept open right for the complainant to file application for withdrawal of amount and the said application shall be considered by this Court on its own merits in accordance with law.

9. The record and proceeding show that the status of the present matter is for framing charge and after that trial will

commence soon. As per the order of Hon'ble High Court it reflects that the accused have deposited the said amount without prejudice till the disposal of the case before this court. The case yet to be disposed of. Therefore, in my humble view, to avoid further complication between the parties, it would not proper to give the said amount to complainant till the disposal of the case. On the contrary, no prejudice would be caused to complainant if amount will not be given to her as an amount is already deposited in the Court and after decision of the case, it will give to proper party with accrued interest thereon.

10. In view of the facts and circumstances as above and the orders of Hon'ble High Court, this Court is of the considered opinion that this is not proper stage to consider the present application as sought for. Hence, following order:

**ORDER**

1. Application Exh. 25 is rejected.
2. The application Exh. 25 is disposed off, accordingly.

Khed.  
Dt. 14/05/2025

**(A. S. Sayyad)**  
Additional Sessions Judge,  
Kheda-Rajgurunagar, Dist- Pune.

**CERTIFICATE**

I affirm that the contents of the PDF file Judgment are same word for word as per original Judgment.

Name of Steno	A. S. Shivapurkar Stenographer Grade I
Name of Court	Shri. A. S. Sayyad District Judge 1 and Additional Sessions Judge, Khed-Rajgurunagar, Pune.
Date of Order	14/05/2025
Order signed by PO on	15/05/2025
Order uploaded on	16/05/2025