

IN THE COURT OF ADDITIONAL SESSIONS JUDGE
PANVEL-RAIGAD, AT : PANVEL
ORDER BELOW EXH.20 IN SPL.MPID NO.542/2019
CNR NO.MHRG170129952019
(DATED 20/10/2021)

The applicant/accused **Jayant Prabhakarrao Zambare Patil** in C.R.No.503/2018 registered with Kharghar police station under section 406, 409, 420 r.w. 34 of IPC and u/sec.3, 4 of MPID Act has preferred the present application for seeking permission to meet his unwell father.

2] Heard Ld.Adv.Shri Rahul Patil for the applicant/accused who submitted that, father of applicant is suffering from old age illness and admitted in ICU in SMBT Institute of Medical Sciences And Research Center, Nashik. Ld.Adv.further submitted that father of the applicant is on death bed and wish to meet his son/applicant. Ld.Adv.further submitted that, the applicant is ready to deposit the necessary charges of providing escort to the office of Police Commissioner, Head Quarter, Navi Mumbai in order to visit Nashik to meet his father and submitted that, necessary directions be given to the concerned authorities for allowing applicant to meet his father alongwith escort and prayed accordingly.

3] Ld.APP Shri Bhopi submitted his reply. Ld.APP resisted the application and submitted that considering gravity and nature of offence application may be rejected.

4] Upon hearing the Ld.Advocates and on perusal of the documents i.e. reports of concerned hospital regarding the admission of Prabhakar Barsu Zambare (age 84 years) i.e. father of the applicant/accused and considering the old age ailment, no prejudice will be cause if the applicant is allowed to visit said hospital with necessary police escort for one day and necessary directions can be given to the concerned authorities for the same. Hence, order.

ORDER

- 1) Application Exh.20 is allowed.
- 2) **The applicant/accused Jayant Prabhakar Rao Zambare in Kharghar P.S.C.R.No.503/2018 under MPID Act (Spl MPID Case No.542/2019) is hereby allowed to meet his father who is admitted in SMBT Institute of medical Science and Research Center, Nashik on depositing the necessary bhatta.**
 - i) Applicant to deposit necessary bhatta with police head quarter for securing escort as per the rules of Police Manual for visiting SMBT hospital, Nashik.
 - ii) On depositing requisite bhatta, the police head quarter is directed to provide escort to the applicant/accused from Taloja Central Prison to Nashik, for the period from 08.00 a.m. to 08.00 p.m. on suitable day.
- 3) After returning from hospital the police escort is directed to surrender the applicant/accused to Taloja Central Prison on the same day.
- 4) During the scheduled programme applicant/accused not to tamper prosecution witnesses/ evidence.

- 5) Copy of order be given to the office of Police Commissioner/head Quarter, Navi Mumbai and to the Jail Superintendent, Taloja Central Prison, Taloja for the compliance of clause No.(2) & (3) of this order.
- 6) Application is accordingly disposed of.

(Directly dictated in open court on the office computer.)

Panvel.

(R.G.Asmar)

Dated :-20/10/2021

Addl. Sessions Judge, Panvel Raigad

