

MHRG170014072025



**IN THE COURT OF ADDITIONAL SESSIONS  
JUDGE AT PANVEL, DISTRICT- RAIGAD**

CRIMINAL REVISION APPLICATION NO.50/2025

Nikita Sheshnath Rai

--- Applicant

Vs.

The State of Maharashtra

--- Respondent

**Corum** - Mr. Santosh C. Shinde

**Date** - 28<sup>th</sup> July 2025

**Appearance-**

Ld. Advocate Mr. S. S. Bijlani & Monika Gopale for applicant.

**Order Below Exh.5**

1. Heard.
2. Perused record.
3. Present application is filed for stay of SCC No.3477/2023 which is pending before the JMFC Court, Panvel, Dist.- Raigad.
4. Record shows that on 2<sup>nd</sup> September 2022, deceased who was labourer on construction site died due to electric shock when he had gone to start the electric motor in water. Present applicant was site engineer on that construction site. It is alleged that as per instructions of present applicant, deceased was trying to start electric motor in the water. As deceased died

unnatural death, crime was registered for offence punishable u/s.304A r/w 34 of the IPC.

5. In SCC No.3477/2023 applicant had filed application u/s.258 of the CrPC to stop the proceeding and for discharging her but that application was rejected by the Trial Court. Said order is under challenge in revision.
6. As per Ld. advocate for accused, it is necessary to stay the proceedings. In support arguments, Ld. advocate for applicant has relied upon judgment of Hon'ble Bombay High Court in **Pradeep Gulabrao Pawar Vs. Krishnarao Jagannath Patil [Cri. Writ Petition No.1000 of 2013 decided on 20<sup>th</sup> January 2014]**. I have considered this citation while deciding stay application.
7. In stay application no specific reason is given for staying the proceeding and it is only mentioned that it will take time for disposal of revision. If facts & allegations made against revision applicant are considered then there is no need to stay the proceeding and revision can be finally decided as issue involved is short issue on fact & law.
8. For reasons stated above, I am not inclined to grant stay. As a result, I pass following order.

### **ORDER**

Application is rejected.

Sd/-

Panvel  
Date -28/07/2025

**(Mr. S. C. Shinde)**  
Addl. Sessions Judge,  
Panvel, Dist.-Raigad.