

MHRG170025752019



SPECIAL CASE NO.138/2019

**The State of Maharashtra
Vs.
Prashant Chandrakant Nagale**

CNR NO. MHRG170025752019

ORDER BELOW EXH.39

1. This is an application for framing additional charge against the accused persons.
2. Learned SPP Smt. Thalkar has submitted that although the charge-sheet contains allegations against the accused in respect of commission of the offence punishable under Sections 3(1)(q), 3(1)(r), 3(1)(s), 3(1)(u), 3(1)(w) and 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, but the charge has not been framed and therefore she has prayed to frame the charge.
3. Learned advocate for the accused has objected the application on the ground that there is no need to frame additional charge and thus it is prayed for rejection of the application.
4. In the light of the contents of the application and the reply I have gone through the police papers. It is found that there are specific allegations against the accused in respect of commission of offence punishable under Sections 3(1)

3(1)(q), 3(1)(r), 3(1)(s), 3(1)(u), 3(1)(w) and 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and therefore additional charge is required to be framed. Consequently, I proceed to pass following order.

:: ORDER ::

- 1) Application Exh.39 is allowed.
- 2) Charge for the offence punishable under Section 3(1)(q), 3(1)(r), 3(1)(s), 3(1)(u), 3(1)(w) and 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 is ordered to be framed.
- 3) Needless to say that the prosecution and defence may call or re-call the witness who have already been examined for either examination-in-chief or cross-examination.

Place : Panvel.

(Dinesh E. Kothalikar)

Date : 02/01/2026

Special Judge (SC & ST), Court No.2,
Panvel, Dist. Raigad.