

ORDER BELOW EXH. 124 IN SPECIAL CASE NO. 04/2021.
(MHRT01-000139-2021)

1] By way of present application Ld. Advocate Shri. S. S. Tharwal sought order of disposal as prosecution is not taking steps for final adjudication of the matter. It is further submitted that the accused no.1 and 3 are Senior Citizens and they have to attend the Court unnecessarily without conducting the hearing of the matter. Prosecution has not examined any witness except panch witness since two years. Finally, it is prayed to dispose the matter in default.

2] On the other hand, learned A.P.P. by filing detail say at Exh.133 submitted that prosecution has taken every step to proceed with the matter, but the informant of the present case has filed Cri. Application No.243/2022 before the Hon'ble Bombay High Court. There is no procrastination on the part of prosecution. Finally, she prayed to reject the application.

3] Perused application, say. Heard respective Counsels.

4] Considering the aforesaid facts and circumstances, it is important to note that informant has filed Cri. Application No.243/2022 before the Hon'ble Bombay High Court and Hon'ble High Court has called for record and proceedings of this case and it has been sent to the Hon'ble Bombay High Court. As far as the prayer of accused is concerned, there is no provision to dispose of the criminal matter pending before Sessions Court in default. Hence, I pass following order:-

::ORDER::

1] Application Exh.124 is hereby rejected.

2] All the concerned to take note.

Place: Ratnagiri
Date:- 10.03.2026

(A. M. Ambalkar)
Judge, Special Court, Ratnagiri.

I affirm that the contents of this P.D.F file order are same, word to word, as per the original order.

Case Number		Special Case No.04/2021 Order below Exh.129
Name of Stenographer	:-	Shri.Rajesh G. Rahate
Name of Court	:-	Addl. Sessions Judge, Ratnagiri.
Date of Dictation	:-	10.03.2026
Order signed by the P.O. on	:-	10.03.2026
Order uploaded on	:-	13.03.2026