

RCC No. 26/2019

State Vs. Vasanti Nikam & Ors.

CNR No.MHRT080003232019

ORDER BELOW EXH. 50

By the present application, accused No. 06 Nitin Sudhakar Purohit has prayed for permission to leave India. It is contended that, his daughter Devika Saurabh Patkar resides in United Kingdom. He is going to meet his daughter. Thus, he sought permission to leave India during 07/04/2023 to 31/05/2023. It is stated that, he would return the country thereafter. Further, it is stated that, the case may be conducted in his absence during said period. The accused has filed an affidavit (Exh. 51) to support the contentions in the application.

02. The accused is represented by advocate Shri. P. P. Mangale. Learned advocate has submitted that, the case would be positively conducted during aforesaid period even in absence of the accused.

03. Learned APP has submitted that, appropriate order may be passed.

04. Pertinently, accused is alleged to have committed offences punishable under Sections 406, 408, 409, 420, 467, 471 r/w. 34 of Indian Penal Code, 1860 and under section 66-D of the Information Technology Act. The matter is pending for hearing on applications made by accused persons for discharge. Thus, the charge is not yet framed.

05. Considering the aforesaid facts and circumstances, affidavit of the accused, assurance given to the Court and period

stated, application deserves to be allowed. Hence, I pass following order :-

ORDER

1. Application is hereby allowed.
2. Accused No. 06 Nitin Sudhakar Purohit is hereby permitted to leave India during 07/04/2023 to 31/05/2023.
3. On returning he shall attend the Court, on each given date, unless his attendance is dispensed for the day.
4. During the aforesaid period, the hearing in the matter shall proceed, notwithstanding absence of the accused.

Date: 03.04.2023

(B.D.Tare)
Judicial Magistrate First Class,
Deorukh

CERTIFICATE

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

Name of the Stenographer : Smt. S. S. Thaware (Jr. Clerk).

Court : Civil Judge, J. D. and J.M.F.C.,
Deorukh.

Date : 03/04/2023

Order signed by the presiding : 03/04/2023
officer on

Order uploaded on : 03/04/2023