

(CNR No.MHSN0-4000972-2021)  
**ORDER BELOW EXH.20 IN CRIMINAL APPEAL NO.28 OF 2021**  
**(Shankar Raghunath Gaikwad V/s. State of Mah. & anr.)**

This is an application for setting aside 'No argument' order passed against appellant and grant of permission to argue the matter.

02. The Ld. Advocate for respondent has given reply to this application opposing its contents. Perused the record.

03. As it transpires, the Ld. Advocate for appellant has contended that on the date of argument, necessary information and documents are not received in time, hence he could not argue the matter. It was not his deliberate intention. The submission of appellant is necessary on record to decide controversy on merit and if the appellant is not allowed to argue the matter, he will suffer irreparable loss. Hence, the application is moved for setting aside 'No argument' order and grant of permission to argue the matter.

04. It is apparent from the record the matter was fixed for argument. However, Ld. Advocate for appellant remained absent and even adjournment was not sought. Hence, 'No argument' order was rightly passed. Now the appellant has given just and sufficient cause for not argue the matter on the fixed date. The delay is not deliberate. The controversy of the case needs to be decided on merit. Hence, considering the ends of justice, I hold that the appellant may be permitted to argue the matter by setting aside the 'No argument' order passed against him.

05. Hence, considering the discussion made above, I proceed to pass following order :-

**ORDER**

1. The application is allowed.
2. 'No argument' order passed against appellant stands set aside and appellant is permitted to argue the matter.

Date :- 30/12/2025

(A. H. Kashikar)  
Additional Sessions Judge,  
Islampur.

**CERTIFICATE**

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

Name of the Stenographer : S. W. Pathan, Steno, (Grade-I)  
Court Name : Adhoc District Judge – 1 & Addl.  
Sessions Judge, Islampur.  
Date : 30/12/2025  
Signed by P.O. on : 02/01/2026  
Uploaded on : 02/01/2026