



Order passed below Exh.57
in Atrocity Special Case No.45/2024
State of Maharashtra
Versus
Amol Shivaji Kadam and others

This application for modification of apparent error on the face of record claimed to have been occurred in order passed below Exh.47 dated 06.02.2025. The order is prayed to be modified to the extent of calling of Call Detail Record and Subscriber Detail Record and Geolocation Report for Mr. Amol Nagnath Shinde for mobile No.9067642020 from the period of 06.10.2024 to 31.10.2024.

2 My Learned Predecessor in the order passed below Exh.47 dated 06.02.2025 in its para No.3 has noted that, *“in the application below Exh.5 no relief was sought pertaining to call CDR and SDR of Amol Shinde. The order cannot be modified when the relief was not sought”*.

3 In this regard, learned advocate for the applicant pointed out that in application below Exh.5 it was specifically mentioned for the retrieval Call Detail Record and Subscriber Detail Record and Geolocation Report to be produced of the persons which includes name of Mr. Amol Shinde at Sr. No.4 in column No.B of Para No.1 on page No.3 of application marked as Exh.5 dated 10.12.2024.

4 In view of contents of Exh.5 as well as relief granted in order dated 13.01.2025, passed below Exh.5 which was modified in the order passed below Exh.47 dated 06.02.2025 if considered, then the relief granted in favour of original informant prayed in Exh.5 was modified by allowing application Exh.47. However, my Learned Predecessor has not granted relief of calling CDR and SDR of Mr. Amol Shinde with finding noted that this relief was not prayed for in an application filed below Exh.5.

5 Learned advocate for the applicant has specifically pointed out the name of Amol Shinde at Sr. No.4 of column No.B of para No.1 on page No.3 of application vide Exh.5 and relief claimed by way of application Exh.5 was allowed.

6 It was modified later on in order pass below Exh.47, thus record itself speaks that prayer of the applicant/original informant vide application Exh.5 was allowed, in such circumstances, if the name of Mr. Amol Shinde was mentioned clearly in the application Exh.5 and relief was granted in respect of others whose name were mentioned in the application Exh.5 then it is fit case for addition of name of Amol Shinde in reference to the relief sought of calling CDR and SDR and Geolocation Report for the period mentioned in the application Exh.5.

7 The learned advocate for the informant in reference to the relief granted vide Exh.5 and Exh.47 has on the basis of say of the prosecution at Exh.55 and CDR and Reports filed on record along with say Exh.55 which was opened in the Court and played on Laptop of Computer Section of this Court. However, the contents of CDR on its verification before the Court reveals that the soft copy of CDR and SDR in reference to the mobile numbers 8806122089 and 8390389869 which are of the persons namely Sarika Gaikwad and husband of Jyotsana More. In submissions of Learned Advocate for the informant order of this Court is not complied with by the Investigating Officer and till today CDR, SDR and Geolocation Reports in reference of Jyotiram Dhondiram Kedar Mobile No.9689112095, Balasaheb Vasant Godase Mobile No.9665314601, Amol Kadam Mobile No.8425002869, Bhagyashri Mane Mobile No.8657622869, Balasaheb Aherkar Mobile No.9822903910, Ayushman More, Mobile No.9022449733 are not filed on record in compliance of order of this Court for the period mentioned in para No.1A of application Exh.5 at page No.3 i.e. 06.10.2024 to 30.10.2024. That the Investigating Officer since long has not produced the documents as prayed by the informant on record, even after the order of this Court. It is prayed that this issue also be dealt with simultaneously.

8 Though the application Exh.57 is title Review / Recall of order dated 06.02.2025 passed on Exh.47 but in given facts and circumstances, there is no need either to recall or review the order but scope is limited to the extent of addition of name of Mr. Amol Shinde, in reference to the relief sought by way of

Exh.5 and modification of the order passed below Exh.5 as per application Exh.47 to the extent of inclusion of name of Mr. Amol Shinde. In conclusion of above discussion, following order is passed.

ORDER

- 1 Application Exh.57 is allowed to the extent of inclusion of name of Mr. Amol Nagnath Shinde as per prayer clause C of this application.
- 2 The investigating officer is directed to produce CDR's, SDR's and Geolocation reports for Mr. Amol Nagnath Shinde (Mobile No.9067642020) along with the requisite certificate of evidence as mandated under Sec.63 of the Bharatiya Sakshya Adhiniyam, 2023, within three weeks from today in printed form.
- 3 The Investigating Officer is also called upon to produce copies of CDR, SDR and Geolocation Reports in reference of Jyotiram Dhondiram Kedar Mobile No.9689112095, Balasaheb Vasant Godase Mobile No.9665314601, Amol Kadam Mobile No.8425002869, Bhagyashri Mane Mobile No.8657622869, Balasaheb Aherkar Mobile No.9822903910, Ayushman More, Mobile No.9022449733 for the period of 06.10.2024 to 30.10.2024 along with the requisite certificate of evidence as mandated under Sec.63 of the Bharatiya Sakshya Adhiniyam, 2023, within three weeks from today in printed form.
- 4 Issue notice to the Investigating Officer and concern police station.
- 5 Parties to take note.

Date : 09.06.2026

(Smt. T. G. Mitkari)
Special Judge (Atrocities) Pandharpur

CERTIFICATE

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

Name of Stenographer : S. A. B. Shaikh

Stenographer (Grade-1)

Court : District Court-1 & Additional Sessions
Court, Pandharpur

Date : 09.06.2026

Order signed by the Presiding : 09.06.2026
Officer on

Order uploaded on : 09.06.2026