

MHSO140026442024



Cri.M.A. No.450/2024

Akash Dalavi & ors.

Vs.

Rajendra Raut.

### **ORDER BELOW EXHIBIT-1**

Today, complainant No.2 and 3 are present. Complainant No.5 is absent. He moved this application through complainant No.2 and 3. He submitted that permission be granted to him to conduct the proceeding via hybrid mode. He submitted that he has filed the complaint against the accused who is Ex-Member of Legislative Assembly. Today, complainant No.5 is absent. Complainant No.2 and 3 in person submitted that they may be permitted to conduct the hearing through Video Conferencing as there is chance of threatening to him by the accused. I have perused the record. The complainants have filed the complaint under section 223 of BNSS, 2023 for the offence punishable under section 125A of the Representation of The People Act, 1950. This Court passed the order below Exh.1 on 01/02/2025 and thereby issued notice to the accused before passing order of issue process against him. The PS Barshi City has submitted the report at Exh.3 that the accused has gone at Mumbai, so it has not served the notice upon him. Complainant No.2 and 3 submitted that the accused is residing in Barshi. The complainants have alternative remedy to serve the notice upon him. So, till the serving notice under section 223 of BNSS, 2023 upon the accused, this is not fit case to grant the permission to complainant No.5 to conduct the trial through

Video Conferencing as today complainant No.2 and 3 are present. Hence, this application be kept in abeyance till the service of notice to the accused.

Barshi.  
Date : 14/02/2025.

**( S.B. Vijaykar )**  
**Judicial Magistrate First Class,**  
**Court No.1, Barshi.**

## C E R T I F I C A T E

I affirm that the contents of this PDF file Judgment/Order is same word to word as per the original Judgment / Order

(a)	Name of the Stenographer	:	Shri.S.R. Barangule
(b)	Court	:	Shri.S.B. Vijaykar, Jt.C.J.J.D.&J.M.F.C. Barshi.
(c)	Judgment /Order declared on	:	14/02/2025
(d)	Judgment /Order signed by P.O. on	:	14/02/2025
(e)	Judgment /Order uploaded on	:	14/02/2025