

MHST010012162019



**IN THE COURT OF ADDITIONAL SESSIONS JUDGE, SATARA
SPL. CASE NO.2 of 2019**

State of Maharashtra

...Complainant.

Vs.

Laxman Jadhav & Ors.

...Accused.

**Coram: Mr. S. R. Tamboli,
The Addl. Sessions Judge, Satara,**

:: ORDER BELOW EXH.120 ::

1. In the instant application, the prosecution has prayed for permission to produce a document.
2. Mrs. G. M. Lakade, Ld. APP, for the State submitted that the extract of the station diary entry is part of the investigation. Summons were issued to the Superintendent of the Court of the Chief Judicial Magistrate, Satara. However, the documents have not been received from the said office. The station diary entry is with regard to the completion of the inventory. Hence, the said document is necessary and desirable for the just decision of the case. Hence, she prayed to allow the application.
3. Per contra, Mr. P. R. Lomate, Ld. Counsel for the accused, submitted that the Investigating Officer was present on an earlier

date. At that time, the document was not produced. After receipt of a letter from the office the of Chief Judicial Magistrate, Satara, about the non-availability of the record, the station diary is produced on record as an afterthought. Several station diary entries are filed in the station diary. If at all the station diary entry had been taken, the I.O. would have produced it at an earlier stage. This document is a manipulated document. It is not part of the investigation. If the document is allowed at a belated stage, it would prejudice the right of the accused. Hence, he prayed to dismiss the application.

4. The prosecution wants to produce the station diary dated 08/02/2019, bearing No. 6. It is registered on 13/02/2019. After perusal of the same, it does not appear that it was prepared subsequently. The submission of the Ld. Counsel for the accused has no basis. Merely on vague submissions, it cannot be said that the document is manipulated. No doubt, the prosecution has produced it at a belated stage. However, the accused has the right to cross-examine. Therefore, there will be no prejudice to the right of the accused. The document is necessary and desirable for the just decision of the case. Hence, the application deserves to be allowed.

5. Accordingly, the application is allowed.

Date- 28/01/2026.

(S.R.Tamboli)
District Judge-2 & A.S.J.,Satara.