

**ORDER BELOW EXH.130 IN SESSIONS CASE NO. 63/2023**  
**CNR : MHST01-001539-2023**

*(State of Maharashtra Vs. Umesh Bhalerao Bhoite)*

By this application, applicant/accused no.3- Umesh Bhalerao Bhoite has requested for grant of permission to attend Flag Hoisting Day and to attend meeting in the village Panchayat, Wagholi, Tal. Koregaon, Dist. Satara on 15/08/2024, the Independence Day, since he is the elected member of said Grampanchayat.

2] Ld. APP filed say at Exh.131 and opposed the application. It is contended that grounds mentioned in the application are not genuine and legal. Relatives of deceased as well as witnesses are resident of same village where applicant resides. Under such circumstances, if applicant is allowed to attend the meeting then possibility of apprehension to the lives of the relatives of the deceased cannot be ruled out. It is further contended that applicant/accused is local resident and if he is permitted to enter into the village, then he will definitely make any inducement, promise or threat to the victim and witnesses. Hence, application may be rejected.

3] Heard Ld. Advocate for applicant/accused and Ld.APP. Perused record.

4] In a democratic process, the elected member of the Local Government has to perform his duty towards the Society. Here, in the present case, the applicant is an elected member of Gram Panchayat. So also, Independence Day is our National Festival and it is our

responsibility to preserve and respect our freedom. Considering this fact, I pass the following order.

**ORDER**

- (1) Application Exh. 130 is allowed.
- (2) The accused Umesh Bhalerao Bhoite is permitted to remain present for Independence Day on 15<sup>th</sup> August, 2024 and to remain present for meeting in the Office of the Gram Panchayat, Wagholi, Tal. Koregaon, Dist.Satara on that day, till the meeting is over.

**Place : Satara**  
**Date : 13.08.2024**

**(D.L.Nikam)**  
**Addl. Sessions Judge,**  
**Satara.**