

Criminal M.A.No.65 of 2018

(CNR No. MHST01-001645-2018)

(Rajendra Maruti Kamble Vs. P.D. Patil)

ORDER PASSED BELOW EXH.1

(Passed on 09th November, 2022)

Perused record. It appears that at Exh. 1 complaint was filed by the complainant on 30.05.2018. On 30.08.2019, my learned Predecessor passed order to call enquiry report under Section 202 of the Code of Criminal Procedure, 1973 (In short, "Cr.P.C."). As per Exh. 9, on dated 22.01.2021, the enquiry report was filed by the Police Station, Rahimatpur. At Exh. 1 on dated 18.10.2021 my learned Predecessor passed order and observed about enquiry report under Section 202 of Cr.P.C. and directed to the complainant to adduce evidence, if any, in support of contentions and allegations. Thereafter, as per Exh. 27, the original complainant Rajendra filed application to issue summons to the witnesses vide dated 09.06.2022.

On 19.10.2022, the summons/notice were issued to the witnesses as per Exh. 27. In the complaint, the complainant has made accused No. (1) P.D. Patil, (2) B. T. Pawar and (3) Secretary / Administrator through Swami Vivekanand Shikshan Sanstha, Tarabai Park, Kolhapur. In the Ex. 27, the complainant has prayed to issue summons to alleged accused Secretary/Administrator, Swami Vivekanand Shikshan Sanstha, Tarabai Park, Kolhapur, to produce the documents regarding the services of complainant. At Exh. 28, other witnesses are stated as Sou. Asha Ganpat Lawand, (2) Sou. Gadvir Madam (3) Sub-Divisional Police Officer, Koregaon.

Today the alleged accused B. T. Pawar to whom the notice was issued is present. It appears that as per the Exh. 27, the *Roznama* is not properly maintaining and the notice was not issued to alleged accused No. 1 P.D. Patil and No. 2 B.T.Pawar who has no concerned at this stage with the proceeding. It is not clear who is a Secretary and from whom the documents needs to be called. Hence, the complainant to clear the position to whom he want to examine as a witness from whom to all documents as per the order dated 18.10.2021 and filed it on record, so that Court can proceed further. The learned counsel for complainant orally prayed next date on 05.12.2022 so that he will complied with the order passed today. Copy of this order be given to the complainant.

Satara
Date : 09th November 2022

(S. R. Salkute)
Special Judge, Satara.