

Order Below Exh. 40
(Dated 07/06/2018)

1] Perused the application and say.

Heard learned counsel for the accused and AGP for the state. It is the contention of the accused that, prosecution has submitted the conversation of alleged complainant to the office of CA expert and the conversation report and observation has been filed along-with charge-sheet. Unless and until there is compliance of Chapter VI Rule 24 of Criminal Manual, it is not possible for the defence side to fix the line of the defence in the matter and therefore prayed that application be allowed and prosecution may be directed for the compliance of Chapter VI Rule 24 of Criminal Manual.

2] Chapter VI Rule 24 speaks about rules for production, use and recording of the Tape Record Evidence in the Court. Sub Rule 5 of Rule 24 provides that, court or such officer shall hear the tape record in order to verify whether the transcript produced along-with the tape is correct or not and endorse such verification on the transcript record under his signature with date. Thus, Rule 24 provides the procedure in regard to production of transcript of the tape record along-with the tape. Thus, it is for the prosecution to provide the transcript and other compliance as per Rule 24. Accordingly following order is passed.

ORDER

1] Prosecution is directed to supply conversation recorded in memory card along-with transcript and Assistant Superintendent of the Court is hereby directed to hear the recorded conversation and to

verify whether production of transcript of the tape record along-with the tape is correct or not and endorse such verification on the transcript record under his signature with date in presence of both the parties.

2] Necessary panchanama be prepared.

Date: 07/06/2018

Sd/-
(J. G. Dorle)
Assistant Sessions Judge,
Washim.

CERTIFICATE

I affirm that the contents of this P.D.F. File Judgment/ Order are same word to word, as per the original Order.

Name of the Stenographer :- A. H. Barve, Stenographer(HG)

Court Name :- Ad-hoc District Judge-1 and ASJ,
Washim

Date :- 07/06/2018

Order signed by the Presiding Officer on :- 07/06/2018

Order uploaded on :- 07/06/2018