

ORDER BELOW EXH. 21

01] The present application has been preferred by the accused to dispense with her statement under Section 313 of Code of Criminal Procedure, 1973.

02] The prosecution has recorded their written say on overleaf of Exh. 21 whereby submitted necessary order be passed in the interest of justice. The victim has recorded no objection for the same.

03] Heard the Ld. Advocate of rival parties and perused the application coupled with record and evidence of PW01 and PW02, thereby would crystallize that PW01 mother of child victim and PW02 victim are turned hostile. They both absolutely nothing incriminating deposed against the accused. Even they both categorically denied the every suggestion put forth to them while their evidence in leading question. Further in the circumstance prima-facie does not inclined any material, grievance incriminating evidence against the accused in view of put forth it to her in her statement under Section 313 of Code of Criminal Procedure. Thus in such eventualities certainly statement of accused would not essential, necessary for any purpose in view of determination of any controversial circumstance or formulated points for determination. Hence pass the following order :

ORDER

01. The present application Exh. 21 is hereby allowed.
02. The statement of accused under Section 313 of Code of Criminal Procedure 1973 is hereby dispensed with and matter kept for final argument of rival parties.
03. Accordingly present application below Exh.21 is hereby disposed of.

Place : Pune
Date : 30.07.2026.

(S. M. Tapkire)
Special Judge, Pune.