

MHCC020034692026



BEFORE THE DESIGNATED COURT UNDER M. P. I. D. ACT
CITY CIVIL & SESSIONS COURT, MUMBAI.

ORDER BELOW EXH.37**IN****REMAND APPLICATION NO.299/2026**

The State of Maharashtra
(through DCB,CID, Unit-2, Mumbai) ..Prosecution

Additional Superintendent, Mumbai .. Applicant
Central Jail, Mumbai.

V/s.

Imtiyaz Hasanali Maredia, ..Accused no.1

**CORAM : HHJ SHRI N.G. SHUKLA,
ADDITIONAL SESSIONS JUDGE,
COURT ROOM No.20.**

Date: 8.6.2026.

Appearance:

Ld. APP Mrs Chaitrali Panshikar for State.

Mr. Tushar Wable, Mr.Mishra i/b. Adv. S. K. Ranjnikar Associates
for accused.

ORDER

(pronounced in open court)

1. Addl. Superintendent, Mumbai Central Jail, Mumbai, has filed
this application for direction to accused no.1 to deposit the amount

required for taking the accused no.1 to Sir H.N. Reliance Foundation Hospital, Girgaon, Mumbai for attending physiotherapy sessions. Accused no.1 filed reply at Exh.38 and opposed the application.

2. I have heard Ld. APP Mrs. Panshikar for the Jail Authority and Ld Adv. Mr. Wable for the accused no.1.

3. Accused no.1 was suffering from cancer of the dorsum of the left hand. This Court had granted temporary bail to the applicant/accused for undergoing surgery. The accused no.1 had moved an application for extension of temporary bail. Said application Exh.26 is rejected by this Court by order dated 4.5.2026 and in the said order directed the Jail Authority to take the accused no.1 to Sir H.N. Reliance Foundation Hospital, Girgaon, Mumbai for attending the physiotherapy sessions as per schedule given by the doctor. Accordingly, jail authority is taking the accused no.1 to said hospital for attending physiotherapy sessions. It is a contention of the jail authority that the jail authority would take accused no.1 to Government Hospital as per the rules and Government Resolutions. There is no provision of providing police guard to take the accused to a private hospital and therefore, the jail authority is seeking aforesaid direction to accused no.1 to deposit money for providing security on the expenses of accused no.1.

4. I have considered the submissions and perused the record. The application for extension of temporary bail was opposed by the State on the ground that, the purpose of granting temporary bail was sufficed and the accused can attend physiotherapy sessions as an inmate from the

jail. As the State was opposing extension of bail, it was the duty of the State to provide security and take the accused to a private hospital at the expense of the State for attending the physiotherapy sessions. Now the State cannot escape from its liability and ask for the amount of expenses of the security to be deposited by the accused no.1 for taking him to private hospital.

5. I have gone through the circular relied on by the jail authority. Said circular nowhere states about the expenses to be incurred by the accused for taking him to private hospital for medical treatment. The said circular dated 17.11.2006 is the direction to the jail authority to take any accused to government hospital at District Head Quarter or the hospital under the control of Municipal Corporation. Said circular does not speak anything about the expenses required for taking the accused to a private hospital. Hence, the contention of the jail authority is without support of any government resolution or circular or law. The jail authority has to incur the expenses from its funds to take accused no.1 to a private hospital for attending the physiotherapy sessions. With these observations, following order is passed:

ORDER

1. Application (Exh.37) in Remand Application No.299 of 2026 is rejected.
2. The Jail Authority to incur the expenses of taking accused no.1 to Sir. H.N. Reliance Foundation Hospital, Girgaon, Mumbai for attending the physiotherapy sessions from its funds provided by the State Government.

3. Application (Exh.37)in Remand Application No.299 of 2026 is disposed of accordingly.



(N.G. Shukla)
Spl. Judge (under MPID Act)
City Civil & Sessions Court
Greater Bombay (CR 20)

Date:-8.6.2026.

Dictated on 8.6.2026 (directly on computer)

Draft given to HHJ (through google-drive) on 8.6.2026.

Signed by HHJ on 8.6.2026.

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CERTIFIED TO BE TRUE AND CORRECT COPY OF THE ORIGINAL SIGNED
JUDGMENT/ORDER :

Name of Steno : N.V Ubale (SG Stenographer)
Upload date : 8.6.2026.

Name of the Judge	H.H.THE ADDL. SESSIONS JUDGE SHRI N. G. SHUKLA (C.R.No.20)
Date of Pronouncement of Order	8.6.2026.
Order signed by P.O. on	8.6.2026.
Order uploaded on	8.6.2026.