



(1)

14.apl.1344.2025

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL APPLICATION (APL) NO.1344 OF 2025

Sharad s/o Apparao Maind and others
Vs.

State of Maharashtra, through Sadar Police Station, Nagpur City,
District Nagpur and another

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. Abhay Sambre, Advocate for the applicants.
Mr. Nikhil Joshi, APP for non-applicant No.1/State.

CORAM : URMILA JOSHI-PHALKE, J.
DATED : 17/02/2026

1. Heard learned counsel for the applicants, who submitted that as his name was not reflected on the cause list therefore, he was not present on 13.02.2026, and in his absence, the order granting permission to the Investigating Officer to file charge sheet was granted. He also invited my attention towards the order passed on 29.09.2025, by which this Court has directed the investigating agency to carry out the investigation, but shall not file the charge sheet without permission of this Court. He submitted that if the charge sheet is filed, it would cause prejudice to the present applicant. In view of that, the order be recalled.

2. On hearing learned counsel for the applicants and learned APP for the State, to my mind, the investigation papers would be helpful to the Court as well as to the applicants to ascertain whether

there is any *prima facie* material against the present applicants to attract the offence punishable under Section 306 of IPC or not. On the contrary, the investigation papers would be helpful to the present applicants to ascertain the fact, therefore, no prejudice would be caused to the applicant by filing of the charge sheet.

3. Leave is already granted to the applicants to amend the application in view of permission granted to the Investigating Officer to file charge sheet. As matter directed to be listed on 06.05.2026 on the request of the learned counsel for the applicants, it be listed on **11.03.2026**.

(URMILA JOSHI-PHALKE, J.)