

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL APPLICATION (BA) NO.1237/2017

Prashant s/o Daulat Kurwate ..vs.. The State of Maharashtra thr. PSO P.S. Chincholi,
Dist. Chandrapur

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

Court's or Judge's orders.

Mr. A. C. Jaltare, Advocate for the applicant.
Mr. V. A. Thakare, A.P.P. for non applicant-State.

CORAM : V.M. DESHPANDE, J.

DATED : DECEMBER 20, 2017

1. Heard Mr. Jaltare, Advocate for the applicant and
Mr. Thakare, A.P.P. for non applicant-State.

2. The applicant is arrested in connection with
Crime No. 33/2015 registered with Police Station Durgapur-
Chincholi, Dist. Chandrapur for an offence punishable under
Sections 363, 376 (2) (j) (h) of the Indian Penal Code read
with Section 5 (I) and 6 of the Protection of Children from
Sexual Offences Act.

3. At the outset, the learned counsel for the
applicant submits that the trial has already commenced and
the prosecution has already examined four witnesses
including the victim and her mother, who is also the
complainant. He submits that the applicant is behind the
bars since July-2015. He therefore prays that he may be
allowed to withdraw the present application and directions
may be issued to the trial Court for expeditious disposal of
the trial.

4. Expeditious trial is the right of the under trial prisoners. In the present case, trial has already commenced. Not only that, four witnesses are already examined.

5. In that view of the matter, the learned Judge of the Sessions Court, Chandrapur is directed to complete the recording of evidence and dispose of Special (POSCO) Case No.68/2015 within six months from today. The applicant shall extend full cooperation to the learned Judge of the trial Court for disposal of the case.

6. With these observations, the application is allowed to be withdrawn.

The application is dismissed as withdrawn.

JUDGE