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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL WRIT PETITION NO.3700 OF 2017

Mr. Madhukar Bhau Ambavade	..Petitioner
Versus	
The State of Maharashtra and others	..Respondents

Mr. Vijaykumar Mane, Advocate for the Petitioner.
Mrs. S. V. Sonawane, APP for Respondent - State.

**CORAM: B. R. GAVAI &
B. P. COLABAWALLA, JJ.**

DATE: 1st FEBRUARY, 2018

P.C.:-

1] Petition has been filed for direction to the learned Metropolitan Magistrate to pronounce the Judgment in the absence of Respondent No.2.

2] We are afraid as to whether such a direction could be issued while exercising our jurisdiction under Article 226 of the Constitution of India.

3] If any accused is not responding to the summons issued by the Court, Court is empowered to take such steps as are permissible in law for securing presence of the accused.

4] Petition is therefore disposed of with a direction to the learned Metropolitan Magistrate to take steps in accordance with law for securing presence of the accused.

(B. P. COLABAWALLA, J.)

(B. R. GAVAI, J.)