

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD**

941 CRIMINAL WRIT PETITION NO.1559 OF 2022

**RAM MANGILAL CHAVAN
VERSUS
THE STATE OF MAHARASHTRA**

...
Advocate for Petitioner : Mr.Bora Satyajit S.
APP for Respondent-State : Mr.N.T.Bagat
...

CORAM : R. G. AVACHAT, J.

DATE : 21.03.2023.

PER COURT :

1. Heard.

2. The Additional Sessions Judge-1, Nanded vide his first order dated 11.10.2022 granted the petitioner exemption from his appearance for that day, on condition that his identity shall never be challenged nor any adjournment shall be sought in his absence. On the same day, the very Court passes an order observing that the PW-3 was present since morning and the learned Advocate was also absent, when they were repeatedly called till 4.00 p.m.

3. The learned Judge, therefore, issued notice to the petitioner herein to show cause as to why his bail should not be cancelled. The notice has also been issued to the surety to produce

the petitioner before the Court concerned.

4. Second order suggests that even the learned APP in-charge of the case was absent. The learned Advocate for the petitioner undertakes to remain present before the trial Court on next date and co-operate for proceedings in the matter.

5. In view of the above, the order dated 11.10.2022 is hereby set aside. The petition is disposed of.

(R. G. AVACHAT)
JUDGE

mahajansb/