



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

901 BAIL APPLICATION NO. 63 OF 2024

ANKUSH BALAJI JAGTAP
VERSUS
THE STATE OF MAHARASHTRA

...
Advocate for Applicant : Mr. S. S. Gangakhedkar & Mr. Rahul P. Cheble.
APP for Respondent/State : Mr. S. B. Narwade.
...

CORAM : **SANJAY A. DESHMUKH, J.**

DATE : 12th September, 2025.

P.C.:

1 Perused the letter dated 18th August, 2025, received from the learned Ad-hoc District Judge-1 and Additional Sessions Judge, Udgir, District Latur. It appears that accused No.5 was absent and bailable warrant was issued against her. If such accused are remaining absent, the learned Trial Court is at liberty to cancel the bail, even though it is granted by any superior court and take such accused in custody and proceed with the trial.

2 Considering the fact that the sessions case has been allotted to the Trial Court on 11th June, 2025, six months' time, as prayed for, is extended for deciding Sessions Case No.25 of 2021, with the following directions:-

- I) The Trial Court is directed to decide the case as expeditiously as possible, in any case within six months.

Needless to mention that it is a sessions trial and word “sessions” means once it is started it shall not be stopped until it is concluded.

- II) For that purpose, the Trial Court is expected to keep the date twice or thrice in a week and conclude the trial accordingly.
- III) The Trial Court is further directed not to grant adjournments if it is prayed on behalf of either the prosecution or the defence unless there is extreme urgency or reasonable ground. If the accused are not produced, the Trial Court may call the jail authority and escort party and warn them by passing an order accordingly by giving one opportunity to them to produce the accused i.e. under trial prisoners continuously. If it is not followed then the Trial Court may proceed against these authorities for not following the order of the legal authority of public servant as per the applicable provisions of Chapter X of the Indian Penal Code, 1860 i.e. Chapter XIII of the Bharatiya Nyaya Sanhita, 2023. If the advocates for accused or the public prosecutor are not cooperating with the Court for conducting the trial as expeditiously as possible, the Trial Court may impose heavy costs on the concerned accused.

[SANJAY A. DESHMUKH, J.]