

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

SUO MOTO PUBLIC INTEREST LITIGATION NO. 1 OF 2024

High Court on its Own Motion

Versus

The State of Maharashtra

... Respondent

***WITH
INTERIM APPLICATION NO. 3591 OF 2024
WITH
INTERIM APPLICATION (STAMP) NO. 20622 OF 2024
IN
SUO MOTO PUBLIC INTEREST LITIGATION NO. 1 OF 2024***

XY

... Applicant

IN THE MATTER BETWEEN :

High Court on its Own Motion

Versus

The State of Maharashtra

... Respondent

***WITH
CRIMINAL WRIT PETITION NO. 4107 OF 2024
WITH
INTERIM APPLICATION (STAMP) NO. 22062 OF 2024
IN
CRIMINAL WRIT PETITION NO. 4107 OF 2024***

Anna Maruti Shinde

... Petitioner/
Applicant

Versus

The State of Maharashtra

... Respondent

WITH
CRIMINAL PUBLIC INTEREST LITIGATION (STAMP) NO. 20094 OF 2024
WITH
INTERIM APPLICATION (STAMP) NO. 21495 OF 2024
IN
CRIMINAL PUBLIC INTEREST LITIGATION (STAMP) NO. 20094 OF 2024

Ketan Tirodkar

... Petitioner/
Applicant

Versus

Police Commissioner, Thane & Ors.

... Respondents

Mr. Hiten S. Venegavkar, Public Prosecutor and Mrs. P. P. Shinde, A.PP for the Respondent-State

Ms. Kavisha Khanna a/w Mr. Ajinkya Gaikwad (through VC) and Mr. Sanket Garud for the Intervener/Applicant in IA/3591/2024 & IAST/20622/2024

Mr. Amit Katarnaware (through VC) a/w Mr. Aditya Katarnaware for the Petitioner in WP/4107/2024 and for the Applicant in IAST/22062/2024

Mr. Rajabhau S. Chaudhari for the Petitioner in CRPIL (ST)/20094/2024 and for the Applicant in IAST/21495/2024

Mr. Shailesh Baburao Kale, ACP, Ambernath is present

Mr. Vijay Powar, ACP, Traffic, Thane, is present

Mr. Dhanaji Kshirsagar, ACP, Crime, Thane, is present

**CORAM : REVATI MOHITE DERE &
PRITHVIRAJ K. CHAVAN, JJ.
TUESDAY, 17th DECEMBER 2024**

P.C :

1 Mr. Venegavkar, learned P.P. on instructions, states that action has been taken against the concerned officers of Badlapur Police Station who did not register an FIR. He states that the lady officer i.e. the Inspector of Police has been suspended and her two year's increment has been stopped, after a departmental inquiry. He further states that two Havaldars were let-off on strict warning.

2 As far as protection to deceased Akshay Shinde's family is concerned, Mr. Venegavkar states that they had offered police protection to the family, however, the family refused to accept the same. He, however, states that one police is deputed round the clock, outside the house of the deceased's family.

3 As far as Forensic Science Laboratory (`FSL') report with respect to the CCTV footage is concerned, Mr. Venegavkar states that as soon as the same is received, the same will be submitted before the concerned Court. He states that a reminder letter would be sent to the FSL for handing over the FSL report, at the earliest.

4 Mr. Venegavkar further states that two separate charge-sheets have been filed in the said case against the deceased and the trustees and as such, all investigation in the said case is complete.

5 At this stage, Mr. Katarnavare, who appears through video-conferencing, states that he is unable to contact the deceased's parents and that even his calls to them are unanswered. He states that the deceased's parents have never refused police protection and as such, the statement made by Mr. Venegavkar, on instructions, is incorrect. Mr. Katarnavare

further states that the deceased's parents be directed to appear through VC before this Court, considering that their whereabouts are not known.

6 Mr. Venegavkar, learned P.P states that the deceased's parents will be asked to appear through VC on the next date.

7 Stand over to **19th December 2024.** To be listed at 2:30 p.m.

PRITHVIRAJ K. CHAVAN, J.

REVATI MOHITE DERE, J.