



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

CRIMINAL REVISION APPLICATION NO. 63 OF 2013 (D)

Ravindra S/o. Vasantrao Yewale

Vs.

State of Mah. Thr. P.S.O., P.S. Karanja (Ghadge), Dist. Wardha.

WITH

CRIMINAL WRIT PETITION NO. 83 OF 2024

Dr. Suresh Annappa Dhotre

Vs.

State of Mah. Thr. P.S.O., P.S. Murtizapur, Dist. Akola, thr. CID Crimes & Ors.

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

Court's or Judge's orders

None for the Applicant in Revn. 63/2013.

Mr. Anil S. Mardikar, Senior Advocate with Mr. S.G. Joshi, Advocate for the
 Petitioner in Cri.WP No.83/2024.

Mr. Ambarish Joshi, APP for the State.

Mr. S.U. Ghude, Advocate for Respondent No.10.

Mr. P.V. Navlani, Advocate for Respondent No.27.

Mr. S.B. Gandhe, Advocate for Respondent No.51.

CORAM : G. A. SANAP, J.

DATED : 7th OCTOBER, 2024.

. Heard learned Senior Advocate for the petitioner
 and learned APP for the State. Perused the record and
 proceedings.

2. It is stated that, in the two criminal trials pending at
 Amravati and one criminal trial pending at Akola, 34 witnesses
 are common. It is submitted that more or less the allegations of
 the prosecution against the accused persons are similar. It is
 submitted by the learned Senior Advocate that, for the purpose
 of speedy disposal and to avoid conflicting decisions, it is
 necessary to have the trial of three cases in one Court.

3. Learned APP reiterates that 34 witnesses are common. It is also pointed out that the genesis of the crime is more or less similar. Learned APP submits that in the fact situation, the Court may pass an appropriate order.

4. Learned Senior Advocate has placed heavy reliance on the provisions of Section 219 of the Code of Criminal Procedure, 1973, to buttress his submission for the trial of three cases in one Court.

5. In my view, considering the genesis of the crime and the fact that 34 witnesses would be common in all the three cases, it will be in the interest of prosecution as well as the accused persons to have the trial of all these cases in one Court.

Corrected as per
Court's Order dt.
23.10.2024

Accordingly, Special Case (ACB) No.04/2010 and Special Case (ACB) No.05/2009 be transferred from the Court of learned Special Judge at Akola to the Court of learned Special Judge at Amravati, where Special Case (ACB) Nos.05/2009 and 06/2009 are pending.

6. A request letter has been received from the learned Special Judge, Amravati, seeking extension of time for disposal of the cases.

7. In the facts and circumstances, extension for one year is granted for disposal of all the three cases.

8. The learned Special Judge, consistent with the mandate of Section 309 of the Cr.PC, shall conduct the trials expeditiously.

9. It is made clear that all the cases are not clubbed together. Depending upon the convenience of the prosecution, the learned Special Judge shall take a call with regard to the recording of the evidence of the same witnesses on the same day in all the three cases.

10. It is made clear that the prosecution and the accused persons shall extend fullest co-operation to the learned Special Judge.

11. If it is noticed by the learned Special Judge that there is no co-operation from the accused persons, then he may explore the possibility of cancelling their bail.

12. The petition stands disposed of accordingly.

(G. A. SANAP, J.)

Vijay