



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

CRIMINAL APPLICATION (BA) NO. 35 OF 2025

Imran Khan Jilani Khan

.vs.

The State of Maharashtra, through PS Sawanghi Meghe, Distt. Wardha

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions Court's or Judge's orders.
and Registrar's Orders.

Mr Inamul Haque, Advocate for the applicant
Mr A. G. Mate, APP for the non-applicant/State

CORAM : G.A. SANAP J.

DATE : FEBRUARY 14, 2025

Heard.

2. Learned Advocate for the applicant seeks leave to withdraw the application with liberty to move a fresh application after two months if there is no substantial progress in the trial.

3. In my view, two months time would be too short. In the facts and circumstances, liberty can be granted to move a fresh application if there is no substantial progress in the trial within next three months.

4. In view of the above, the application stands disposed of, as **withdrawn**.

5. The liberty to file a fresh application is granted if there is no substantial progress in the trial within next three months. Learned Advocate has placed on record the roznama sheet. The roznama sheet shows that the learned Judge has not adhered to the mandate of Section 309 of the Code of

Criminal Procedure. Learned Judge henceforth shall see that the mandate of Section 309 of the Cr.P.C. is scrupulously followed. The learned Judge shall ensure the production of accused as well as the presence of the witnesses on every date.

(G. A. SANAP, J)

Namrata