



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

CRIMINAL APPLICATION [APL] NO.1555 OF 2024

[Appa Ninaji Dambre .vs. State of Maharashtra and one]

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

Court's or Judge's orders

Shri Anil S. Mardikar, Senior Advocate assisted by Shri V.R. Deshpande,
Advocate for Applicant.
Shri M.J. Khan, APP for Non-Applicant No.1/State.
Smt. Sunita D. Paul, Advocate for Non-Applicant No.2.
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CORAM : PRAVIN S. PATIL, J.

DATED : JANUARY 06, 2026.

1. In the present matter, the learned counsel for the applicant has placed on record the pursis along with copy of Rojnama and details of the pending Special A.C.B. Case No.18/2015. The same is taken on record.

2. From the perusal of the pursis, it is clear that Special A.C.B. Case No.18/2015 was filed on 28.8.2015. After a period of eight years, the prosecution has examined the complainant Balkrishna Sitaramji Ramchaware on 17.1.2023. His examination-in-chief was deferred on 3.2.2023, 27.2.2024 and 20.1.2025. From this, it is clear that for examination of the complainant almost two years period has been taken in the matter.

3. The applicant has relied upon the judgment of Hon'ble Supreme Court of India in the case of ***Santosh De .vs. Archna Guha and others***, reported in ***1994 Supp. (3) SCC 735*** and ***Pankaj Kumar .vs. State of Maharashtra and others***, reported in ***(2008) 16 SCC 117***, wherein it is held that the applicant has a valuable constitutional right to a speedy

investigation and trial and if same are unnecessary delayed, then the accused can be given benefit of the same.

4. In the light of this factual and legal position, the learned APP is directed to file the affidavit as to why there is such a delay on the part of the prosecution in conducting the trial in Special A.C.B. Case No.18/2015. The affidavit be filed within a period of one week.

5. List this matter on 14.1.2026.

(PRAVIN S. PATIL, J.)