

R.C.C. No. 398/2002**ORDER BELOW EXH.1010**

1. The accused No.7 Sanjay Hariram Agrawal has filed present application seeking exemption from appearance in the present matter.
2. It is contended that on last date i.e. on 07.11.2025 the accused had filed an application to this court informing that he had moved an application before Hon'ble Supreme Court of India seeking extension of time for three months for completion of trial. The said applications are numbered as I.A. No. 283534 of 2025 and I.A.No. 283455 of 2025. It is further contended that the said applications are yet to be listed before the Hon'ble Supreme Court and he has already approached the registry for urgent listing of the same. It is further contended that while the accused being in Delhi to pursue the said application, he suffered a severe Asthamatic Attack and had to be admitted in the hospital and he is advised for three days rest while remaining as indoor patient. Hence the accused had filed present application and thereby prayed to exempt him from appearing before the court for ten days.
3. Prosecution has taken strong objection on this application by filing say on the back side of the application. It is contended that the matter is time bound and accused is intentionally remaining absent. Hence prosecution has prayed to reject the application.
4. Heard both sides. Perused the record minutely and carefully.
5. Perusal of record shows that the present matter is time bound matter and as per the directions of Hon'ble Supreme Court of India, the matter is required to be dispose of on or before November, 2025. On last

date matter was posted for recording of statements of accused under Sec. 313 of Code of Criminal Procedure. However on that day accused No. 7 was absent. His exemption application was allowed for that day with specific direction to remain present on 12.11.2025 for recording of statement. However today also accused No. 7 is absent. All the other accused are present. It is contended by the accused that he has suffered a severe Asthmatic Attack and had to be admitted in the hospital and he is advised for three days rest while remaining as indoor patient. Further in support of his contention the accused has filed copy of prescription given by the doctor and his test report. The said documents support the contention of the accused regarding his illness. Hence considering this fact personal exemption of the accused is granted till 17.11.2025.

6. It is reiterated that the present matter is time bound matter and as per the directions of Hon'ble Supreme Court of India, the matter is required to be dispose of on or before November, 2025. Further all the other accused except accused No. 7 are present and their statements under Sec. 313 of Cr.P.C. will be recorded today. Hence the present accused No. 7 is hereby directed to remain present on 17.11.2025 for recording of his statement under Sec. 313 of Cr.P.C. without fail. The accused No. 7 to note and comply accordingly.



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VASANT MEDHE
Date: 2025.11.13
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Date:- 12/11/2025

(Smt. Pradnya V. Medhe)
Addl. C. J. M.Osmanabad.

CERTIFICATE

I affirm that, the contents of this P.D.F file judgment / order are same word to word, as per the original Judgment.

Name of stenographer	---	M.K.KULKARNI - GRADE-II
Court	---	Addl. Chief Judicial Magistrate,Osmanabad
Date of Dictation	---	12/11/2025
Typed on	---	12/11/2025
Order signed by the Presiding Officer on	---	12/11/2025
Order uploaded on	---	13/11/2025