

R.C.C. No. 398/2002
ORDER BELOW EXH.1027

1. The accused No.7 Sanjay Hariram Agrawal has filed present application and thereby prayed to adjourn the matter till 02.12.2025.

2. It is contended that accused has challenged the order dt. 13.10.2025 passed by the court below Exh. 953. The accused has preferred Criminal Revision before the Hon'ble Bombay High Court bench at Aurangabad and the advocate of the accused has circulated the matter before Hon'ble High Court and the Hon'ble High Court is pleased to grant the circulation of the accused and keep the matter on 01.12.2025 for hearing on admission and grant of interim relief. Therefore considering this fact the accused has prayed to adjourn the matter and it be kept on 02.12.2025. Hence the present application.

3. Prosecution has taken strong objection on this application by filing its say on the back side of the application. It is contended that the above matter is time bound matter. The accused is intentionally avoiding to appear for recording his statement under Sec. 313 of Cr.P.C. It is further contended that the grounds mentioned in the application are not satisfactory. 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. Further in the present matter statements of all the accused except accused No. 7 under Sec. 313 of Code of Criminal Procedure have been recorded. The

matter is pending for recording of statement of accused No. 7 only. However today also accused is absent. Further on behalf of accused present application has been filed wherein it is contended that accused has challenged the order dt. 13.10.2025 passed by the court below Exh. 953. The accused has preferred Criminal Revision before the Hon'ble Bombay High Court bench at Aurangabad and the Hon'ble High Court is pleased to grant the circulation of the accused and keep the matter on 01.12.2025 for hearing on admission and grant of interim relief. On the said ground accused is seeking adjournment with particular prayer to keep the matter on 02.12.2025. However as stated herein above 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**. Therefore considering the above said directions of Hon'ble Apex Court, the matter cannot be adjourned till 02.12.2025 as prayed by the accused. Hence for the above reasons, the application filed by the accused No. 7 is liable to be rejected. Accordingly I pass the following order.

ORDER

Application (Exh. 1027) is rejected.

Date:- 20/11/2025

(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	---	20/11/2025
Typed on	---	20/11/2025
Order signed by the Presiding Officer on	---	20/11/2025
Order uploaded on	---	20/11/2025