

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
APPELLATE SIDE, BENCH AT AURANGABAD

CRIMINAL APPLICATION NO.749 OF 2012

(The State of Maharashtra V/s Gangaram s/o Venkati Shinde & ors.)

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| Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders | Court's or Judge's orders |
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Shri A.V. Deshmukh, A.P.P. for applicant/ State  
Shri K.B. Jadhav, Advocate for respondents No.1 & 2

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CORAM : S.S. SHINDE AND  
A.I.S. CHEEMA, JJ.

DATED : 10th June, 2015.

1. Heard learned A.P.P. for the applicant/ State and learned counsel appearing for respondents No.1 and 2.
2. We have carefully perused the findings recorded by the trial Court. Prima facie it appears that the trial Court has not properly appreciated the evidence brought on record by the prosecution. In this view of the matter, case is established for allowing this application. Accordingly, the Criminal Application is allowed in terms of prayer clauses A, D and E and stands disposed of.
3. Appeal is admitted.
4. On admission of appeal, Mr. K.B. Jadhav, learned counsel waives service for respondents No.1 and 2.
5. Action under Section 390 of the Code of Criminal Procedure to follow before the Sessions Court, Beed.

(A.I.S. CHEEMA, J.)

(S.S. SHINDE, J.)