

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

CRIMINAL APPLICATION NO.4029 OF 2014

(The State of Maharashtra Vs. Vilas Balwant Kalekar & anr.)

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 M.M. Nerlikar, A.P.P. for applicant

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

DATED : 7th August, 2015.

1. Heard. There are eye witnesses. The evidence of the eye witnesses is disbelieved by the trial Court on the ground that they are close relatives and family members of deceased Dashrath. In our opinion, said appreciation by the trial Court is not correct. Case is established for allowing this application seeking leave to appeal. Accordingly, application is allowed in terms of prayer clauses A, B, C and F and stands disposed of.

2. Appeal is **admitted**.

3. Action under Section 390 of the Code of Criminal Procedure be taken against the respondents before the Sessions Court, Sangamner.

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

(S.S. SHINDE, J.)