

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

CRIMINAL REVISION APPLICATION NO. 58 OF 2003

GOPAL S/O EKNATH TINGARE

V/S

THE STATE OF MAHARASHTRA AND ORS.

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Mr. V.G.Mete, Advocate for Applicant.

Mr. V.P.Kadam, A.P.P. for R – 1 State.

Mr. R.V.Naiknavare, Advocate for R – 2 to 5.

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CORAM : V.M.DESHPANDE, J.

DATE : 2nd MARCH, 2015

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PER COURT :

1. By the present Revision Application, the applicant is challenging the Judgment and Order dated 14/11/2002 passed by the learned Additional Sessions Judge, Osmanabad in Sessions Case No. 58/2002, whereby the learned Judge of the Court below acquitted respondent Nos. 2 to 5 for the offence punishable u/s 302, 201 read with Section 34 of the Indian Penal code.

2. Though, it was a State case, the State did not prefer Appeal against the said Judgment and order of

acquittal.

3. It is the first informant i.e. the present applicant who has preferred the present Revision Application.

4. Today when the matter was called, Mr. V.G.Mete, the learned counsel for the applicant submitted that during the pendency, the present applicant Gopal S/o Eknath Tingare is reported to be dead. The statement is accepted. The learned counsel submitted that there is nobody to substitute the present applicant.

5. In that view of the matter, nothing survives in the present Revision Application and hence it is disposed of as such.

[V.M.DESHPANDE, J.]