

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY.
BENCH AT AURANGABAD.
CRIMINAL APPELLATE JURISDICTION.**

Criminal Revision Application No.79 Of 2003.

The State of Maharashtra.
Through Suresh Pundlik Aher, Police Sub Inspector, Dhule Taluka Police
Station, Dhule.

Versus.

Kantilal s/o Wana Garde.
R/o.: Ambode, Tal. Dhule.

Appearance =>

Mr. V.P. Kadam, Additional Public Prosecutor for the State of
Maharashtra.

None present for the Respondent.

CORAM : V.M. DESHPANDE, J.

DATE : 23rd FEBRUARY, 2015.

Per Court :-

Heard Mr. V.P. Kadam, learned Additional Public Prosecutor
for the State. None present for the Respondent, though served.

[2] This Criminal Revision Application is filed against the
judgment and order dated 25th September, 2002 passed by the learned
Judicial Magistrate, First Class, [Court No.7] Dhule in S.T.C.No.158 Of
1998 whereby, the learned Magistrate convicted the Respondent for the
offences punishable under Section 85(1) of Bombay Prohibition Act, 1949
and under Section 117 of the Bombay Police Act. However, instead of
imposing any jail sentence, the learned Magistrate has exercised powers

under the Probation of Offenders Act, 1958 and directed that the Respondent – Accused shall execute a bond of good behaviour with surety of Rs.5000/- for a period of three years. It was further directed that the the Respondent – Accused shall remain under the supervision of the District Probation Officer, Dhule or any other Probation Officer appointed by him in this behalf for a period of two years.

[3] This Criminal Revision Application was admitted on 6th June, 2003 however, there was no stay granted by this court. In that view of the matter, Mr. V.P. Kadam, learned Additional Public Prosecutor has rightly submitted that this Criminal Revision Application has rendered infructuous. Hence, present Criminal Revision Application is dismissed as infructuous. Rule discharged.

(V.M. DESHPANDE, J.)