

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD
CRIMINAL APPEAL NO.499 OF 2014

Umesh Rajabhau Khandekar,
Age 23 years, occ. Labour,
r/o. Gourgaon, Tq.Kallam,
Dist. Osmanabad

..Appellant

Versus

The State of Maharashtra

..Respondent

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Mr.S.J.Salunke, advocate for appellant

Ms.S.D.Shelke, APP for respondent - State

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CORAM : M.T. JOSHI, J.

DATE : MARCH 26, 2015

OPERATIVE COURT :

Heard.

2] For the reasons recorded separately in the
judgment, following order is passed :-

a] The Criminal Appeal is allowed.

b] The judgment and order dated 24th July, 2014 in
Special (Child Sex) Case No.01 of 2014 passed by

learned Special Judge, Osmanabad, for the offences punishable under Section 363, 366 and 376 of Indian Penal Code and Section 4 of the Protection of Children from Sexual Offences Act, 2012, is hereby quashed and set aside.

c] The appellant is acquitted of the offences punishable under Section 363, 366 and 376 of Indian Penal Code and Section 4 of the Protection of Children from Sexual Offences Act, 2012.

d] He be released forthwith, if not required in any other case.

e] Fine amount, if deposited by the appellant, be refunded to him.

[M.T. JOSHI, J.]

kbp