

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

Criminal Application No. 4045 of 2013

The State of Maharashtra,
Through Police Station, Udgir City
for the Complainant
Sunita Bharat Andhare,
Age : 25 years,
Occupation : Private service,
Udaygiri Critical Care Centre,
Udgir, District : Latur.

.. Applicant
(Original complainant)

versus

Rukminbai d/o. Piraji Andhare,
Age : 40 years,
R/o. Gopalnagar,
Udgir, Dist. : Latur.

.. Respondent
(Original accused)

.....

*Mr. S.D. Kaldate, Additional Public Prosecutor, for
the applicant - State.*

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**CORAM : S.S. SHINDE &
A.M. BADAR, JJ.**

DATE : 12TH FEBRUARY 2015

PER COURT :

1. Heard the learned APP Mr. S.D. Kaldate appearing for the applicant - State.

2. It appears that the evidence of eye witness has not been properly appreciated by the trial court. In that view of the matter, case is established for granting leave to file appeal and admission of appeal.

3. Accordingly, the Application is allowed in terms of prayer clauses “A”, “B”, “C”, and “F”. The Application stands disposed of.

4. Appeal **Admit.**

5. Issue notice to the respondent upon admission of the appeal.

6. Action under Section 390 of the Code of Criminal Procedure, 1973, to follow against the respondent, before Sessions Court at Udgir.

(A.M. BADAR)
JUDGE

(S.S. SHINDE)
JUDGE

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