

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

CRIMINAL APPLICATION NO. 6998 OF 2014

THE STATE OF MAHARASHTRA
VERSUS
GANESH S/O KASHINATH MANGATE

...
APP for Applicant : Smt. M.S. Patni

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

Dated: February 16, 2015

...
PER COURT :-

Heard.

2. The prosecution relies upon the two dying declarations and one oral dying declaration. *Prima facie*, it appears that, the trial Court has not properly considered the dying declarations. In that view of the matter, the case is established for admission of the appeal. Accordingly, the application is allowed in terms of prayer clauses 'A', 'B', 'C', 'D' and 'F' and same stands disposed of.

3. Action under Section 390 of the Code of Criminal Procedure to follow before the Sessions Court, Vaijapur.

(**A.M. BADAR, J.)**

(**S.S. SHINDE, J.)**

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