

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.135 OF 2014

The State of Maharashtra

..Appellant

Versus

Sunil Hiralal Supat

..Respondent

....

Mrs. Anamika Malhotra, APP, for the Appellant – State.

....

CORAM : A. R. JOSHI, J.

DATE : 8th JUNE, 2015

P.C.

1. This is an appeal challenging the order of acquittal of the respondent for the offence punishable under Section 354 of IPC which is cognizable and non-bailable. In view of the provisions of Section 378(1)(a) of Cr.P.C. an appeal against acquittal is required to be taken before the Sessions Court challenging the order of J.M.F.C., Solapur. In spite of that, this Court has earlier entertained and even admitted the appeal vide order dated 11.2.2014, however, the appeal cannot lie before this Court and is required to be taken before the concerned Sessions Court at Solapur. As such, present appeal is disposed of directing the State to take appropriate steps in view of Section 378 (1)(a) of Cr.P.C..

(A. R. JOSHI, J.)