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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 97 OF 2011

1. Bhanudas Dnyanoba Girigosawi
Aged: 50 years, Occ: Nil
Resident of Mulund Colony,
Ramabai Pada Pipeline Zopadpatti,
Mumbai

2. Santosh Shankar Kharat
Aged: 27 years, Occ: Labourer
Resident of Parshik Retibandar,
Datta Chowk, Hanuman Nagar,

3. Manik Irappa Bhande
Aged: 49 years, Occ:
Resident of Malik Marjapur
Tal. Bidar, Dist. Bidar, Karnataka,
[Presently lodged at Solapur District Prison,
Solapur].

..Appellants
(Orig. Accused Nos. 1, 4 & 5.)

Vs.
The State of Maharashtra

..Respondent.

Miss. Misbaah A. Solkar i/b Amin Solkar for Appellants.
Smt. V.R. Bhonsale, APP for Respondent-State.

CORAM: A.S. GADKARI, JJ.

DATE: 10th July 2015.

P.C.

For the reasons which are separately recorded, Criminal

Appeal is allowed and the conviction and sentence imposed upon the appellants by judgment and order dated 7th January 2011 in NDPS Special Case No.24 of 2007 by the Special Judge, Solapur is hereby quashed and set aside and they are acquitted of the offence with which they were charged and convicted. Fine, if any paid by the appellants, be refunded to them. Since the appellants are in jail, they be released forthwith, if not required in any other case.

(A.S. GADKARI,J.)