

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL WRIT PETITION NO. 1712 OF 2013

Atul Mahadeo Deshmukh & Anr. .. Petitioners

Versus

The State of Maharashtra .. Respondents

Mr. Vilas P. Tapkir, Advocate for the petitioners
Smt. V. S. Mhaispurkar, APP for the respondent-State.

CORAM:-M.L. TAHALIYANI, J.
DATED : -13/01/2015

P.C.

Heard learned advocate for the petitioner and learned
APP for the respondent – State.

2 The petitioners are facing trial for the offences
punishable u/ss. 143, 147,148 and 302 r/w 149 of IPC. In all there
are twelve accused. The application filed by the petitioners for
discharge has been rejected by the trial Judge/Addl. Sessions Judge,
Pune.

3 I have gone through the FIR. Names of the
petitioners appear in the FIR. Prima facie, it appears that the

petitioners were members of unlawful assembly. The trial court will examine whether the assault committed by the assailants was in prosecution of common object of unlawful assembly.

4 At this stage, nothing can be done. Writ petition stands dismissed.

(JUDGE)

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