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

**CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPLICATION NO. 86 OF 2015**

|                                           |    |             |
|-------------------------------------------|----|-------------|
| The State of Maharashtra                  | .. | Applicant   |
| V/s.                                      |    |             |
| Vitthal Pandurang Waghere and Anr.        | .. | Respondents |
| Mrs. U.V. Kejriwal, A.P.P. For the State. |    |             |
| Mr. V.V. Salunkhe for the Respondents.    |    |             |

**CORAM : RANJIT MORE AND  
V.L.ACHLIYA, JJ.  
DATED : 4<sup>th</sup> DECEMBER, 2015**

**P.C. :-**

Heard the learned A.P.P. for the State and the learned counsel for the respondents. Perused the impugned judgment. Prima facie, in our view, arguable case is made out. We, therefore, grant leave to file appeal.

2. Appeal is admitted.

3. Action as contemplated under section 390 of the Criminal Procedure Code be taken.

**(V.L.ACHLIYA, J.)**

**(RANJIT MORE, J.)**