

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL APPLICATION (APL) NO. 321/2014

Mohammad Irfan Mohammad Taher and ors. ..vs.. The State of Maharashtra,
through its Police Station Officer, P. S. Buldhana (City), Dist. Buldhana and anr.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

Mr. Mahesh Rai, Advocate for applicants.
Ms Trupti Udeshi, A.P.P. for non applicant-State.

CORAM: A.B.CHAUDHARI & P.N.DESHMUKH JJ.
DATE :JANUARY 21, 2015

Learned A.P.P. states that the chargesheet has already
been filed in this case on 03.03.2014.

Heard learned counsel for applicant. We have
perused the papers and we find that in the present
jurisdiction under section 482 of the Code of Criminal
Procedure, it is not possible to analyse and come to definite
finding as to who is right and who is wrong. That can be
done only by the trial Court, upon perusal of the entire
chargesheet and after hearing all the concerned parties
including the investigating agency.

We are, therefore, of the opinion that appropriate
course for the applicants would be to approach the trial
Court and either seek for discharge or to take such other
steps that are available in law. Hence, we pass the
following order.

ORDER

Criminal Application No. 321/2014 is disposed of, reserving liberty in favour of the applicants to approach the trial court and to take such steps as are available in law.

JUDGE**JUDGE**

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