

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CRIMINAL WRIT PETITION NO. 84 OF 2016

Kalpana W/o Gorakhnath
@ Vinayak Shinde

.. Petitioner

Vs.

The State of Maharashtra and ors.

.. Respondents

Mr. U.S. Patil, Advocate for the petitioner
Mr. R.B. Bagul, A.P.P. for the respondent-State

CORAM : M.T. JOSHI, J.

DATE : 10/02/2016

ORAL ORDER :

Heard.

2. The reasoning of the learned Judicial Magistrate First Class, Chalisgaon cannot be faulted with as the case was lingering since the year 1999 and despite best efforts, accused no.2 could not be found. In the circumstances, the learned Judicial Magistrate First Class has rightly observed that the case is required to be separated.

3. It is to be noted that case is not dismissed as against respondent no.2. The petitioner would be at liberty to take such recourse, as may be available in law for securing presence of absconding accused no.2 as standing arrest warrant is already issued against him.

4. With this observations, the writ petition is disposed of.

[M.T. JOSHI]
JUDGE

arp/