

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

CRIMINAL APPLICATION NO. 462 OF 2015

Azam Khan s/o. Samad Khan & Others .. Applicants

Versus

The State of Maharashtra & another .. Respondents

Smt. U.T. Pathan, Advocate for the applicants.

Mr. K.S. Patil, A.P.P. for respondent No.1.

Mr. P.S. Agrawal, Advocate for respondent No.2.

**CORAM : A.V.NIRGUDE &
INDIRA K.JAIN, JJ.**

DATED : 07.01.2016

P.C. :-

1. Heard. With the help of learned A.P.P., we perused police papers. We realized that there is no ground to proceed against applicant Nos.5,8&9. Applicant No.5 is not residing in the house where incident took place. Accused Nos.8 & 9 are very old persons, who could not have committed the offence alleged against them. We are convinced that this case should not continue against them.

2. We, therefore, allow the application partly. The F.I.R. in Crime No.172 of 2014 registered with Hingoli (City) Police Station stands quashed against applicant No.5 – Halima w/o. Sheru Khan, applicant No. 8 – Niyamat Khan s/o. Abbas Khan and applicant No. 9 Rahmat Khan s/o. Niyamat Khan.

[INDIRA K.JAIN,J.]

[A.V.NIRGUDE,J.]