

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BENCH AT AURANGABAD.

CRIMINAL APPEAL NO.90 OF 2002

Santosh alias Santaram S/o
Bhivsan Rahane,
age 39 years, Occu.Agril.,
r/o Kasabkheda,Tq. Khultabad,
Dist. Aurangabad.

..APPELLANT.
(Ori. Accused).

VERSUS

The State of Maharashtra,
Police Station Khultabad,
Tq. Khultabad, Dist. Aurangabad.

..RESPONDENT.
(Ori.Complainant).

...
Mr.P.F. Patni, Advocate for appellant.
Mr.A.V. Deshmukh, Addl. P.P. For State.

...
WITH

SUO MOTU REVISION APPLICATION NO.3/2002

IN

CRIMINAL APPEAL NO.90 OF 2002

The Addl. Registrar, High Court of Bombay
Bench at Aurangabad. .. APPLICANT.

VERSUS

Santosh alias Santaram S/o
Bhivsan Rahane.

..RESPONDENT.

...
Mr.A.V. Deshmukh, Addl. P.P. For Applicant.
Mr.P.F. Patni, Advocate for respondent.

...

CORAM : V.L. ACHLIYA, J.

Reserved on: 29th August, 2016.
Pronounced on: 27th October, 2016.

OPERATIVE ORDER:

For the reasons to be recorded separately, the following order is passed:

- i) Criminal Appeal No.90 of 2002 is allowed. The judgment and order convicting the appellant – accused for the offence punishable under sections 498A and 306 of IPC in Sessions Case No.441/1999 decided on 6th February, 2002 by the IInd Addl. Sessions Judge, Aurangabad is set aside. The appellant – accused is acquitted of the offences levelled against him. Bail bonds of the appellant stand discharged. The fine amount, if any, deposited by the appellant, be refunded to the appellant.
- ii) The Suo Motu Revision Application No.3/2002 is disposed of in terms of the order passed in appeal.

[V.L. ACHLIYA, J]