

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

CRIMINAL APPLICATION NO. 2937 OF 2016

Manohar s/o Dattatraya Bhadane .. Applicant

Versus

The State of Maharashtra & Anr. .. Respondents

.....
Mr Pralhadrao D. Bachate, Advocate for the applicant
Mr R. B. Bagul, APP for respondent/State
.....

**CORAM : A.V.NIRGUDE &
V.L. ACHLIYA, JJ.**

DATED : 15.06.2016.

PER COURT :

. Heard. Perused the complaint.

2. As against the present applicant, no offence can be alleged punishable u/s 4(i)(1)(s) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities Act), 1989, because he allegedly abused the victim while he was inside the room and not in a public view. However, we are not disturbing the prosecution for other offences punishable under Indian Penal Code.

3. The application is partly allowed.
4. The allegations made against the applicant amounting to offence under Atrocities Act are quashed.
5. The prosecution shall now continue with the investigation.
All earlier orders passed by this Court are vacated.

[V.L.ACHLIYA, J.]

[A.V. NIRGUDE, J.]