

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

Criminal Application No. 3068 of 2016

District : Nanded

Sk. Akhalakh s/o. Sk. Latif,
Age : 20 years,
Occupation : Driver,
R/o. Bhokar,
Taluka : Bhokar,
District : Nanded.

.. Applicant.

versus

The State of Maharashtra,
Through Police Station, Bhokar,
Taluka : Bhokar,
District : Nanded.

.. Respondent.

.....

Mr. Ganesh P. Shinde, Advocate, for the applicant.

*Mr. S.J. Salgare, Addl. Public Prosecutor, for
the respondent.*

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CORAM : Smt. SADHANA S. JADHAV, J.

DATE : 12TH JULY 2016

ORAL ORDER:

Heard the learned Counsel for the applicant
and the learned Addl. Public Prosecutor for the
respondent - State.

2. Perused the papers of investigation, more

particularly, the statement of the prosecutrix recorded under Section 164 of the Code of Criminal Procedure, 1973.

3. Prima facie it appears that the offence is made out. In view of this, the application seeking relief under Section 439 of the Code of Criminal Procedure, 1973, deserves to be rejected. The same is rejected accordingly.

4. The learned Sessions Judge, seized with the matter, shall make an endeavour to conclude recording of substantive evidence within one year from the date of framing of charge.

5. With the above observations, the Application stands dismissed.

(**Smt. SADHANA S. JADHAV**)
JUDGE

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