

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

CRIMINAL APPLICATION NO. 4034 OF 2015

**THE STATE OF MAHARASHTRA
VERSUS
PANDURANG YAMAJI GAIKWAD AND ORS.**

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Mr.S.W.Mundhe, APP for applicant
Mr.P.g.Rodge, Advocate for respondent nos.1 and 3
to 8

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**CORAM : S.S. SHINDE AND
SANGITRAO S. PATIL, JJ.
DATE : OCTOBER 20, 2016**

PER COURT :

Heard. Perused the notes of evidence and
the findings recorded by the trial Court.

2. Prima facie, it appears that the evidence
of the prosecution witnesses so also the medical
evidence have not been properly appreciated by the
trial Court. In that view of the matter, a case is
made out for grant of leave to file the appeal.

3. The application stands allowed. Leave to
file appeal granted.

4. The appeal is **admitted**. Upon admission, Mr.Rodge, learned Counsel waives notice for the respondents.

5. Action under Section 390 of the Code of Criminal Procedure to follow against the respondents, before the Sessions Court, Udgir.

[SANGITRAO S. PATIL, J.]

[S.S. SHINDE, J.]

kbp