

FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE, BENCH AT AURANGABAD

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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CRIMINAL APPLICATION NO. 6086 OF 2016

SUHAS S/O UTRESHWAR SARWADE AND ANR
VERSUS
THE STATE OF MAHARASHTRA AND ANR

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Advocate for applicants : Mr. R.P. Bhumkar
APP for Respondent/State: Mr. S.G. Karlekar

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CORAM: S.S.SHINDE & K.K.SONAWANE, JJ.
Dated: November 28, 2016

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Heard the learned counsel appearing
for the applicants and the learned A.P.P.
appearing for the Respondent/State.

2. The learned counsel appearing for the
applicants submits that the applicants
are residing at Paranda. The applicant
no.1 is Headmaster and serving in the
school. The applicants had no occasion to
visit the matrimonial place and ask the
informant for money or to ill-treat her.
It is submitted that there are general
allegations in the First Information

Report, and therefore, the F.I.R. may be quashed.

3. Upon careful perusal of the allegations in the F.I.R., not only that the applicants are named in the F.I.R. but overt acts are attributed to the applicants along with other accused. There is demand of amount of Rs.4 Lakhs for the purpose of construction of house and room in the school. Therefore, at this stage, when the F.I.R. is under investigation and the allegations in the F.I.R. disclose prima facie commission of offence by the applicants, no prayer for quashing the F.I.R. can be considered. Hence the application stands rejected. We make it clear that, the observations made hereinbefore are only for the purpose of deciding the present application for quashing the F.I.R.

(K.K. SONAWANE, J)

(S.S. SHINDE, J)