

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

CRIMINAL APPLICATION NO. 6986 OF 2015

The State of Maharashtra,
through Anti-Corruption Bureau,
Aurangabad.

...Applicant

versus

Pandurang s/o Ramchandra Wamne,
Age: 50 years, Occ: Block Development Officer,
Gat Sadhan Kendra, Gangapur,
District Aurangabad.

...Respondent

.....
Mr. S. D. Ghayal, A.P.P. for applicant
Mr. R.N. Chavan, Advocate h/f Mr. C.P. Sengaonkar, Advocate
for respondent
.....

CORAM : N.W. SAMBRE, J.

DATE : 8th JUNE, 2016

ORAL ORDER :

Heard.

2. The judgment delivered in Special Case No. 11 of 2012 is questioned by the State on the ground that the acquittal granted was uncalled for and not justifiable in the set of evidence that was brought before the Court below.

3. Learned A.P.P., as such, argued for grant of leave to appeal.

4. Perused the entire proceedings. *Prima facie*, in my opinion, the case needs consideration.

5. The prayer is opposed by Mr. R.N. Chavan, learned Counsel holding for Mr. C.P. Sengaonkar, learned Counsel for the respondent, as according to him, once acquittal is granted, this Court will slow in granting leave to appeal.

6. In my opinion, having heard learned A.P.P. for some time, the case for grant of leave to appeal is made out. Leave granted.

7. ***Admit.***

8. Learned Counsel for the respondent waives service of notice.

9. Action under Section 390 of the Code of Criminal Procedure to follow.

[N.W. SAMBRE, J.]