

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL APPLICATION NO.655 OF 2016

IN

C.R. NO.111 OF 2016

Kalpesh Ramchandra Dandekar

@ Wadekar

...Applicant/

Org. Accused

vs.

State of Maharashtra & Anr.

...Respondents

...

Ms. Saroj Jadhav i/b. Ms. Mallika A. Ingale for the applicant.

Dr. F. R. Shaikh, APP for respondent No.1.

...

CORAM : A.S. OKA & A.A. SAYED, JJ.

DATE : 8th JULY, 2016.

P.C. :

. Not on board. Taken on board.

2. This is an application under section 482 of Cr.P.C. Learned counsel for the applicant seeks leave to amend for incorporating a challenge in the chargesheet. The chargesheet is already annexed to the application.

3. It is not the case made out in the application that the applicant is relying upon any document which is not a part of the chargesheet. Another ground mentioned in the application is that second respondent who is the father of the victim girl does not want to proceed with the case. The victim girl is a minor and, therefore, father's consent is irrelevant. Therefore, we decline to

entertain this application under section 482 of Cr.P.C. However, it will be open for the applicant to file appropriate proceedings before the appropriate Court.

4. All contentions of the parties on merits are kept open. The application is disposed of.

(A.A. SAYED, J.)

(A.S. OKA, J.)