

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

Criminal Application [ABA] No.467 of 2016

(Nagesh s/o Vinayak Mathankar

vs.

State of Maharashtra, through P.S.O. Rajura, District Chandrapur)

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Office notes, Office Memoranda of
 Coram, appearances, Court's orders
 or directions and Registrar's orders.

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Court's or Judge's Orders

CORAM : **S.B. SHUKRE, J.**

DATE : **2nd AUGUST, 2016.**

Heard Shri R. Deshpande, learned Counsel for the applicant and Shri S.J. Kadu, learned A.P.P. for the non-applicant/State.

Owing to the fact that nothing has been seized or recovered from the possession of the applicant and also the fact that as of now, there is no *prima facie* evidence showing that the illicit liquor that was seized from the spot, where the applicant was present and after having seen the police fled away from the spot, has got anything to do with the applicant, I am of the view that the pendency of similar crime against the applicant would not come in the way of the applicant in getting the discretion any relief from this court. In this situation, I am inclined to grant this application. Hence, the order :

The application is allowed and the interim relief granted by this Court to the applicant on 18th July, 2016 is hereby confirmed on the same conditions.

JUDGE

*sdw

C E R T I F I C A T E

I certify that this order uploaded is a true and correct copy of the original signed order.

Uploaded by: S.D. Waghmare
P.A. to the Hon'ble Judge.

Uploaded on : 02/08/2016