

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

CRIMINAL APPLICATION (APL) NO. 629 OF 2016.

(SANJAY PRALHAD JAYBHAYE..VS..STATE OF MAH. THR. PSO LONAR & ANR.)

Office Notes, Office Memoranda of Coram,
 appearances, Court's orders of directions
 and Registrar's orders

Court's or Judge's orders

Shri A.S.Agrawal, Adv. h/f. Shri P.B.Patil, Advocate for Applicant.
 Shri V.P.Maldhure, A.P.P. for Respondent No. 1.

CORAM : B.P.DHARMADHIKARI AND
KUM. INDIRA JAIN, JJ.

DATED : DECEMBER 15, 2016.

1. Effort is to point out inconsistency in statements under Section 161 of the Code of Criminal Procedure recorded earlier and after issuance of direction under Section 156(3) of the Code of Criminal Procedure.

2. The learned counsel also submits that as chargesheet is filed only under Section 294 of the Indian Penal Code and trial is summary in nature, there is no possibility of moving the application for discharge.

3. Keeping all contentions open, if inconsistencies exist and can be looked into before the trial begins, we grant the applicant leave to move appropriate application raising all these contentions.

4. With this liberty, we dispose of the criminal application.

JUDGE

JUDGE