

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

CRIMINAL APPEAL NO. 212 OF 2007

Smt. Nirmalabai Vinayak Mirkale ..APPELLANT

VERSUS

Rajkumar Ramrao Patil ..RESPONDENT

Mr. P.K. Ippar, Advocate h/f Mr. S.J. Salunke,
Advocate for appellant

Ms. Supriya L. Pansambal, Advocate for respondent

CORAM : SANGITRAO S. PATIL, J.

DATE : AUGUST 10, 2017

PER COURT :-

The learned A.P.P. submitted the report filed by the Police Inspector, Police Station Latur (Rural), in respect of the service of notice that was sent to the respondent. It is reported that the respondent expired on 24th June, 2015. His death certificate is produced alongwith the report. Since the respondent is reported dead, the appeal would stand abated against him.

2. The P.S.O. concerned is present before the Court in compliance with the order dated 04th August,

2017 passed by this Court. He reported that the report in respect of the service of warrant against the respondent was submitted before the learned Judicial Magistrate First Class (Court No.2), Latur on 03rd August, 2017. It seems that the report did not reach this Court on 04th August, 2017 from the learned Magistrate. In the circumstances, the explanation given by the P.S.O. is accepted. His presence is dispensed with.

3. The Criminal Appeal is disposed of since abated.

[SANGITRAO S. PATIL]
JUDGE

SSD