

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

**BENCH AT AURANGABAD.**

**CRIMINAL APPEAL NO.37 OF 2002.**

01. Ramesh Dalpatsa Kalal,  
age 32 years, occu. Agri.,

(Appeal abated against appellant  
No.01 vide order dated 14.10.2016).

02. Mathurabai Dalpatsa Kalal,  
age 58 yrs. Occu. Household,

03. Dalpatsa Anandsa Kalal,  
age 65 yrs. Occu. Agri.,

All r/o village Arthe (Kh.),  
Tq. Shirpur, Dist. Dhule.

**.. APPELLANTS.**  
(Ori. Accused).

**versus**

The State of Maharashtra. **.. RESPONDENT.**

...  
Shri C.R. Deshpande, Advocate for appellants.  
Shri K.S. Patil, Addl. P.P. For State.

...

**CORAM : V.L. ACHLIYA, J.**

28<sup>th</sup> APRIL, 2017.

**PER COURT:**

For the reasons recorded separately, the following  
order is passed:

- i) Appeal is allowed in terms of prayer clause  
(B);

ii) The judgment and order dated 5.1.2002 passed by the 1<sup>st</sup> Ad hoc Additional Sessions Judge, Shahada in Sessions Case No.238 of 1998 is set aside;

iii) The appellant Nos.2 and 3 are acquitted of the offence punishable under Section 3 of Dowry Prohibition Act. Fine amount if any deposited by them, be refunded.

iv) Bail bonds furnished by appellant Nos.2 and 3 stand discharged.

**[ V.L. ACHLIYA, J ]**

***Kadam.***