

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BENCH AT AURANGABAD

CRIMINAL APPLICATION NO.3137 OF 2016

The State of Maharashtra,
Through Police Station,
Akole, Tq-Akole,
Dist-Ahmednagar

...APPLICANT

VERSUS

Ravikant Eknath Sarukte,
Age-23 years, Occu:Agri.
R/o-Tirde, Tq-Akole,
Dist-Ahmednagar

...RESPONDENTS

...
Mrs.P.V. Diggikar, A.P.P. for Applicant.
...

CORAM: S.S. SHINDE, J.

DATE : 6TH DECEMBER, 2017

ORDER :

1. Heard learned A.P.P. appearing for the State. Though Respondent is served neither he has caused appearance in person nor engaged any Advocate to represent him.

2. With the able assistance of learned A.P.P., I have perused the findings recorded by the trial Court in the light of notes of evidence. Prima facie it appears that the conclusions reached by the trial Court in Paras 23 to 25 are not consistent with the evidence brought on record by the prosecution.

3. In that view of the matter, case is established to allow this Application seeking leave to appeal. Accordingly the Application is allowed and the same stands disposed of.

4. Registry to register the Appeal.

5. Appeal **Admit**.

6. Action under Section 390 of Cr.P.C. to follow against the Respondent before the Sessions Court, Sangamner.

[S.S. SHINDE, J.]