

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL BAIL APPLICATION NO. 721 OF 2017

Nitin Lalaso Gaikwad.	... Applicant.
Versus	
The State of Maharashtra.	... Respondent.

None for applicant.

Mrs. P.P. Shinde, APP for State.

**CORAM : SMT.SADHANA S. JADHAV,J
DATE : AUGUST 23, 2017**

P.C.:

1 None present for the applicant. On 8/8/2017 none appeared for the applicant. The report is received that on 3/9/2015 the charge is framed against the accused under section 376 of the Indian Penal Code. The accused was not produced by the jail authority on 26//5/2017, 15/6/2017, 30/6/2017 and 10/7/2017 and therefore, the matter could not be proceeded. On 17/7/2017 the charge was altered from offence under section 376 of the Indian Penal Code to the offence under section 376(2)(j)(l) and (b) of the Indian Penal Code as the victim was incapable of giving consent due to her mental disability and and was subjected to rape. Thereafter, the matter is

adjourned at the request of the learned Counsel for the defence. It is in these circumstances, it appears that the applicant is not interested in prosecuting the application. Hence, the Criminal Application stands dismissed.

(SMT. SADHANA S. JADHAV,J)