

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

CRIMINAL APPLICATION (APPA) NO.554 OF 2016
IN
CRIMINAL APPEAL NO. _____ OF 2016

Devanand Jayram Sakharkar
-vs-
The State of Maharashtra and ors.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Smt. S. P. Kulkarni, Advocate (Appointed) for
applicant/appellant.
Shri V. P. Maldhure, Addl.PP for respondent/State.

CORAM : B. R. GAVAI &
A. S. CHANDURKAR, JJ.
DATE : January 20, 2017

For reasons stated, the application is allowed.

The delay is condoned.

Appeal is taken up for admission.

Cri. Appeal No. 2016.

Perusal of the judgment and order passed by the
learned Sessions Judge would reveal that it is case of
absolutely no evidence. There is not a single witness
who has supported the prosecution case.

Scope of interference in appeal is very limited.

Unless the finding as recorded by the learned Sessions Judge is found to be perverse or improbable, an interference would not be warranted. This is not a fit case warranting interference. Hence the appeal stands dismissed.

Fees of the learned counsel appointed is quantified at Rs.1500/-.

JUDGE

JUDGE