

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION  
CRIMINAL APPLICATION STAMP NO.333 OF 2018  
(For leave to Appeal)**

**Duryodhan Kondiba Solankar**

**..Applicant**

**Versus**

**Gajanan Raghu @ Raghunath Solankar  
and others**

**..Respondents**

**Mr. Datta Mane, Advocate for the Applicant.**

**Mrs. S. S. Kaushik, APP for the Respondent - State.**

**CORAM : B. R. GAVAI &  
SARANG V. KOTWAL, JJ.  
DATE : 24<sup>th</sup> JULY, 2018**

**P.C.**

**1]**           The Applicant is aggrieved by not awarding death penalty to the accused.

**2]**           The learned Judge in paragraph 60 has given sound and cogent reasons as to why the present case was not rarest of rare case to award death penalty. We find that no perversity is noticed. In so far as enhancement of compensation amount is concerned, the present Applicant can always intervene in the Appeal filed by the accused, wherein the issue can always be raised. The Application is therefore rejected with liberty as aforesaid.

**[SARANG V. KOTWAL, J.]**

**[B. R. GAVAI, J.]**