

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL APPEAL NO. 33 OF 2018**

Maruti Hari Sawant

....Appellant.

Vs.

The State of Maharashtra

....Respondent.

Mr. Bhavesh Thakur i/by Mr. Rahul Arote for the Appellant.

Ms. M.H. Mhatre, APP for the Respondent-State.

**CORAM : S.C.DHARMADHIKARI AND
PRAKASH D. NAIK, JJ.****DATE : 5TH MARCH, 2018.****P.C.:-**

After having heard the learned Advocate for the Appellant, we do not think, we should interfere with an order which has been passed below Exhibit 21 in Special Sessions Case No. 212 of 2015. The learned Additional Sessions Judge, Pune to whom the case has been assigned, on 18 November 2017 dismissed the Application.

2 The aggrieved accused is before us.

3 We do not think, we should interfere in the Appellate Jurisdiction in such an order and which has been passed during the

course of trial and particularly while the cross-examination of the prosecution witness No.1 was under way.

4 In the event, the final order in the Special Sessions Case is adverse to the accused, then, while challenging it, the accused can raise appropriate grounds and pleas and particularly, in relation to the impugned order.

5 Keeping all such contentions open for being raised at an appropriate stage, we dismiss this Appeal.

PRAKASH D. NAIK, J

S.C.DHARMADHIKARI, J.