

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL WRIT PETITION NO. 320/2018

Dhanashree W/o Dhanraj Yerpude & anr.

..VS..

Sou. Gayatri Suraj Tajne

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri A.S. Ghawde, Adv h/f Shri S.P. Bhandarkar, Adv for the petitioner(s)
Shri S.M. Prasad, Advocate for the respondent

CORAM : Z.A.HAQ, J.

DATED : 19/09/2018

Heard.

This petition is filed by the accused to challenge the order passed by the learned Magistrate permitting the complainant to lead further evidence. The contention of the petitioners/accused is that the complainant cannot be granted liberty to fill up the lacunae, especially after she is cross-examined.

The learned Magistrate has recorded that if permission is granted to the complainant to lead further evidence, it will not cause any prejudice to the accused and the accused can cross-examine the complainant. The order being interlocutory in nature and as I find that the learned Magistrate has not committed any jurisdictional error, I am not inclined to interfere with the impugned order.

The writ petition is **dismissed**. In the circumstances, the parties to bear their own costs.

JUDGE