

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

**CRIMINAL APPLICATION (APPA) NO.1046/2017**

The State of Maharashtra Thr. Dy. S.P., A.C.B. Akola

V/s

Vijaysingh Fattesingh Banafar

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

*Court's or Judge's orders.*

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Shri N. H. Joshi, Addl. P.P. for appellant/State..

**CORAM: ROHIT B. DEO, J.**

**DATE: 4-4-2018**

Heard.

2]           The learned Sessions Judge has *inter alia*  
recorded a finding that the sanction is vitiated.

3]           I have perused the reasoning of the learned  
Sessions Judge who has held the prosecution has not proved  
demand and acceptance of illegal gratification.

4]           This Court considers it appropriate to have a  
second look at the evidence on record.

5]           Leave to appeal is granted.

**Criminal Appeal \_\_\_\_\_/2018**

Heard.

2. **Admit**
  3. Call for record and proceedings.
  4. Action under Section 390 of Criminal Procedure
- Code need not be initiated.

rkn

**JUDGE**