

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL APPEAL NO.788 OF 2013

Ashwini Rammehar Sharma

...Appellant

vs.

The State of Maharashtra

...Respondent

Mrs. Neha Bhide for the Appellant.

Mr. V. V. Gangurde, APP for the Respondent.

**CORAM : B. P. DHARMADHIKARI &
PRAKASH D. NAIK, JJ.**

DATE : 08/04/2019.

For the reasons recorded separately the following order is passed in the Court

- i) Appeal is allowed.
- ii) The impugned judgment and order in Sessions Case No.95/2011 dated 30/3/2013 passed by the learned Additional Sessions Judge, Greater Bombay at Sewree convicting the appellant for the offence under section 302 of IPC is hereby quashed and set aside and the appellant is acquitted of the charge;
- iii) The appellant is set at liberty forthwith if his custody is not required in any other case;
- iv) Muddemal property be dealt with as directed by the Trial Court after the appeal period of over.

(PRAKASH D. NAIK, J.)

(B. P. DHARMADHIKARI, J.)