

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

CRIMINAL APPEAL NO.388 OF 2005

Shantidevi Raghuvir Singh Dhimar Appellant
Vs.
The State of Maharashtra Respondent

**WITH
CRIMINAL APPEAL NO.976 OF 2005**

Rajiv @ Giriraj Kishore Appellant
Brahmaswaroop Upadhyay
Vs.
The State of Maharashtra Respondent

**WITH
CRIMINAL APPEAL NO.1332 OF 2004**

Nagendra Vedprakash Pande @ Sharma Appellant
Vs.
The State of Maharashtra Respondent

Ms. Farhana Shah appointed Advocate for the Appellant in Appeal No. 388 of 2005.

Mr. J.B. Mishra for the Appellant in Appeal No.976 of 2005.

Mr. P.P. Runwal for the Appellant in Appeal No. 1332 of 2004.

Mr. S.R. Agarkar, APP for the State.

Coram : ***Smt. Sadhana S. Jadhav, J.***

Date : 1st April 2019

OPERATIVE ORDER :

1 Heard. For the reasons to be recorded separately in the judgment, the following order is passed :

O R D E R

(I) The appeals are partly allowed and disposed of.

(II) The conviction awarded to the appellants by the Additional Sessions Judge, Niphad vide judgment and order dated 4th August 2004 in Sessions Case No. 7 of 2003 for the offences punishable under Sections 392, 397 and 399 of the Indian Penal Code is set aside.

(III) The appellants are convicted for the offences punishable under Sections 332, 353 and 186 of Indian Penal Code and are sentenced to the period already undergone.

(Smt. Sadhana S. Jadhav, J)