

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD.

WRIT PETITION NO. 7586 OF 2012

Balu S/o. Baliram Ingole

.... Petitioner

Versus

The State of Maharashtra & Ors.

.... Respondents

.....

Shri. S. B. Gastgar, Advocate for the petitioner

Shri. P. N. Kutti, AGP for respondent/State

Shri. V. P. Golewar, Advocate h/f Shri. A. R. Joshi, Advocate for
respondent No. 4

Shri. U. R. Awate, Advocate h/f Shri. S. B. Talekar, Advocate for
respondent no. 6

.....

CORAM : SUNIL P. DESHMUKH
AND
B. U. DEBADWAR, JJ.

DATE : 27TH JANUARY, 2020

PER COURT:-

. Heard learned counsel for appearing parties.

2. Having regard to the tests referred to in the decision
in *Ayaaubkhan Noorkhan Pathan Versus State of Maharashtra and others*
(2013) 4 SCC 465, it emerges that the petitioner would not be said
to stand said tests referred to therein.

3. In the circumstances, the petition is untenable and therefore is disposed of.

[B. U. DEBADWAR]
JUDGE

[SUNIL P. DESHMUKH]
JUDGE