

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CRIMINAL APPEAL NO. 533 OF 2017

ARUNKUMAR S/O. SHRISHIVDAYAL RAWAT
VERSUS
THE STATE OF MAHARASHTRA

...
Advocate for Appellant : Smt. Pratibha Bharad (appointed)
APP for Respondent-State : Mr. S.N. Morampalle
...

CORAM : SURENDRA. P. TAVADE, J.

DATE : 22.09.2021

PER COURT :-

Learned counsel for the appellant submits that the appeal against the impugned Judgment and order passed by Assistant Sessions Judge -2, Jalna would lie before the Sessions Judge, Jalna.

2. In view of said legal position, on instructions, she seeks permission to withdraw the present appeal to file it before the appropriate forum. Permission is granted. The first Appellate Court to consider the aspect of pendency of this appeal while considering the point of delay, sympathetically. The criminal appeal is disposed of as withdrawn.

3. After filing of the appeal first Appellate Court is directed to expedite the appeal as the appellant is in jail since last six years.

(SURENDRA. P. TAVADE)
JUDGE