

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

CRIMINAL APPEAL NO. 2/2020.

Saraswati Vithalrao Pawar

-VERSUS-

State of Maharashtra and another.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

None for the Appellant.

Ms. H.N. Jaipurkar, A.P.P. for Respondent No.1.

CORAM : VINAY JOSHI, J.

DATE : JANUARY 04, 2021.

None for the appellant. Learned A.P.P.
is present for respondent no.1.

2. This is an appeal of victim in terms of
Section 372 of the Code of Criminal Procedure
challenging the order of acquittal of respondent
no.2 [accused] from the offence punishable under
Sections 354-A[2], 354-D[2], 509 and 506 of the
Indian Penal Code and Section 8 of the Protection
of Children from Sexual Offences Act, 2012.

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3. Consistently the appellant and his Counsel are absent to satisfy on the point of admission. Learned A.P.P. has not canvassed that the State has challenged the order of acquittal in appeal.

4. Since this is an appeal against acquittal, the law on the point is well settled that unless there is perversity, the finding of acquittal cannot be disturbed. In this view of the matter, since the appellant has to satisfy on the point of admission, however, he is absent. Apparently it seems that the appellant is not interested in the matter and therefore, unnecessarily exercise of scanning of evidence is not required. The appeal is thus, dismissed for want of prosecution.

JUDGE

Rgd.