

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD**

CRIMINAL WRIT PETITION NO.83 OF 2022

The State of Maharashtra **... PETITIONER**

VERSUS

Ashok s/o Shivajirao Waghmare **... RESPONDENT**

.....
Mr. S.P. Sonpawale, A.P.P. for petitioner
Mr. S.S. Thombre, Advocate for respondent
.....

CORAM : R. G. AVACHAT, J.

DATE : 2nd FEBRUARY, 2022

PER COURT :

Issue notice to respondent. Mr. Thombre, learned counsel waives service for the respondent.

2. Heard learned A.P.P. for the petitioner and Mr. Thombre, learned counsel for the respondent/ accused. The trial Court has rejected the prosecution's application for witness summons to the investigating officer in proof of the factum of taking voice sample. The report of an expert has already been on record. The respondent/ accused has no objection if the petition is allowed. In view of the same, the

order impugned herein is set aside. The application filed for witness summons to the investigating officer is allowed.

**(R. G. AVACHAT)
JUDGE**

fmp/-