

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

CRIMINAL APPLICATION 941 OF 2022

Kashinath Dhondiba Kamble	... Applicant
Versus	
The State of Maharashtra and others	... Respondents

....

Mr. A. R. Syed, Advocate for applicant
Mr. G. O. Wattamwar, APP for respondent No.1

....

CORAM : R. G. AVACHAT, J.

DATED : 11th APRIL, 2022

PER COURT :-

1. The applicant herein is the original complainant in criminal case instituted otherwise than on police report. The prayer in the application was for taking action under Section 156(3) of the Code of Criminal Procedure. It appears that the learned Special Judge has passed the order, "Issue notice to the respondents" (proposed accused). Such order could not have been passed. The same is hereby set aside, remanding the matter back to the Special Judge to deal with it in accordance with law.

2. The application is disposed of.

[R. G. AVACHAT, J.]

SMS