

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

CRIMINAL APPEAL NO. 84 OF 2023

Suhas Shriram Solanki

Appellant

Versus

Bhupendra Sahebrao Koli & another

Respondents

Mr. P. B. Jadhav, advocate for the Appellant

Mr. H. V. Tungar, advocate for Respondent No.1.

Mr. R. D. Sanap, APP for Respondent No.2.

WITH

**CRIMINAL APPLICATION FOR LEAVE TO FILE APPEAL
BY THE STATE NO. 52 OF 2023**

The State of Maharashtra

Applicant

Versus

Bhupendra Sahebrao Koli

Respondent

Mr. R. D. Sanap, APP for the Applicant

Mr. H. V. Tungar, advocate for the Respondent

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 08th September, 2023.

PC :

Heard rival submissions.

It appears that the appeal filed by the original

complainant, arising out of same judgment and order, is already registered as Criminal Appeal No. 84 of 2023. Even if the leave is not granted, as prayed by the learned A. P. P., then also the appeal of the complainant will have to be heard on merits. Moreover, if the leave is granted, both the appeals are required to be heard together.

Considering this aspect, the Criminal Application filed by the State for leave to file appeal is hereby allowed. The State appeal be registered after removing all the office objections, if any. It is made clear that the leave is not granted considering the merit of the case.

Place both these appeals for admission after registration.

(SANDIPKUMAR C. MORE)
JUDGE

adb