

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

928 CRIMINAL APPLICATION NO.1972 OF 2023

1. Nabbu Nijam Shaikh.
2. Shaikh Subhan Shaikh Nijam.
3. Shaikh Matin Shaikh Razzak.
4. Shaikh Baba Shaikh Nijam.
5. Shaikh Salim Shaikh Nijam. ... Applicants

Versus

1. The State of Maharashtra.
2. Saheblal Babu Pathan. ... Respondents

...
Advocate for Applicants : Mr. Shaikh Tarek Mobin H.
APP for Respondent/State: Mr. R. V. Dasalkar.
Advocate for Respondent No.2 : Mr. R. K Pathan.

...

CORAM : R. G. AVACHAT and
SANJAY A. DESHMUKH, JJ.

DATE : 22nd June, 2023.

Per Court:

. Issue notice to the respondents. The learned APP waives notice for Respondent No.1 / State. The informant appears *suo-moto*.

2 Close reading of the FIR indicates, other than the informant, there is no victim of the alleged crime. The informant has filed his affidavit giving express consent for allowing the application.

3 Considering the nature of allegations in the FIR, we find it a fit

case to allow the application, more so, when the informant gives express consent.

4 In view of the same, the application is allowed in terms of prayer clause (a). No costs.

nga

[SANJAY A. DESHMUKH, J.]

[R. G. AVACHAT, J.]