



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

CRIMINAL APPLICATION NO.2502 OF 2020

Sahil Rajjak Inamdar and ors. ..Applicants
vs.
The State of Maharashtra and anr. ..Respondents

Mr.S.R.Sapkal, Advocate for applicants
Mr.V.K.Kotecha, APP for respondent no.1
Mr.S.M.Kulkarni, Advocate for respondent no.2

**AND
CRIMINAL WRIT PETITION NO.336 OF 2021
WITH
CRIMINAL APPLICATION NO.4264 OF 2023**

Sow. Karuna w/o. Ramesh Kale and ors. ..Petitioners/applicants
vs.
The State of Maharashtra and ors. ..Respondents

**AND
CRIMINAL WRIT PETITION NO.315 OF 2021**

Jyoti w/o. Pawan Kale ..Petitioner
vs.
State of Maharashtra and ors. ..Respondents

Mr.S.M.Kulkarni, Advocate for petitioners/applications
Mr.V.K.Kotecha, APP for respondent no.1
Mr.S.R.Sapkal, Advocate for respondent no.7

**CORAM : R.G.AVACHAT AND
SANJAY A. DESHMUKH, JJ.
DATE : DECEMBER 15, 2023**

ORDER :-

Heard.

2. It indicates that the incident dated 26.11.2020 that took place by 08.30 am. is an admitted fact. Was it a free-fight or who were aggressors, that can only be decided by the trial court. As regards, whether Section 326 of Indian Penal Code can be invoked or not, the parties may have an opportunity before framing of the charge. With the said liberty, Criminal Application No.2502 of 2020 and Criminal Writ Petition No.336 of 2021 stand disposed of.

3. In view of the above, Criminal Application No.4264 of 2023 and Criminal Writ Petition No.315 of 2021 do not survive and stand disposed of.

[SANJAY A. DESHMUKH, J.]

[R.G. AVACHAT, J.]

KBP