

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

912 APPLICATION FOR LEAVE TO APPEAL BY STATE NO.273 OF 2019

THE STATE OF MAHARASHTRA
VERSUS
MAROTI BANSI CHAVAN AND OTHERS

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Mr. A.M. Phule, APP for the applicant

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CORAM : SMT. VIBHA KANKANWADI
ABHAY S. WAGHWASE, JJ.

DATE : 06th OCTOBER, 2023

ORDER :

1 Learned APP seeks leave to amend the application in view of the fact that the respondent – original accused stood prosecuted for the offence punishable under the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act also. In view of Section 14-A(3) of the Atrocities Act the appeal should have been filed and not an application under Section 378(1) (b) of the Code of Criminal Procedure.

2 Leave is granted.

3 Amendment to be carried out forthwith.

- 4 Registry to verify and register the appeal.
- 5 Place the matter for further consideration on 18.10.2023.

(ABHAY S. WAGHWASE, J.)

(SMT. VIBHA KANKANWADI, J.)

agd