

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO. 32 OF 2024

Rajkumar @ Bheli Ramtirth Nishad
@ Sunil Yadav
Versus
The State of Maharashtra

...Appellant
...Respondent

Mr. Jagdish Shetty for the Appellant.

Mr. Ajay S. Patil, A.P.P for the Respondent-State.

**CORAM : REVATI MOHITE DERE &
SHYAM C. CHANDAK, JJ.**
DATE : 26th JUNE, 2024

P.C. :

1. For the reasons separately recorded, following operative order is passed :

OPERATIVE ORDER

- i) The Appeal is allowed;
- ii) The Judgment and Order dated 21st February, 2014, passed by the learned Additional Sessions Judge, Mumbai, in Sessions Case

No.149 of 2012, convicting and sentencing the appellant, is quashed and set aside, only *qua* him;

iii) The appellant is acquitted of the offences, with which he is charged. The appellant is set at liberty forthwith, if not required in any other case. Fine amount, if paid, be refunded to the appellant.

All concerned to act on the authenticated copy of this order.

SHYAM C. CHANDAK, J.

REVATI MOHITE DERE, J.