



IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CRIMINAL APPEAL NO.463 OF 2024

Sunil Anna Dhage

... APPELLANT

VERSUS

The State of Maharashtra & ors.

... RESPONDENTS

.....

Mr. S.J. Sarkate, Advocate for petitioner

Mr. N.S. Tekale, A.G.P. for State

.....

WITH

APPLN. FOR LEAVE TO APPEAL BY STATE NO.84 OF 2024

The State of Maharashtra

... APPLICANT

VERSUS

Anil Alias Vhilan Shivaji Gadeve & ors. ... RESPONDENTS

.....

Mr. N.S. Tekale, A.G.P. for applicant - State

.....

**CORAM : R.G. AVACHAT AND
NEERAJ P. DHOTE, JJ.**

DATE : 30th JANUARY, 2025

ORDER :

The application for leave to appeal by the State
and the appeal by the victim are against the judgment and
order dated 9/11/2023, passed by learned Additional Sessions

Judge, Aurangabad in Sessions Case No.112/2022, acquitting the respondents for the offences punishable under Sections 307, 201 read with Section 34 of the Indian Penal Code.

2. Heard learned Advocate for the appellant in the appeal – victim and learned A.P.P. for in the application for leave to appeal by the State. Perused the testimony of the victim. Also perused the medical papers.

3. Issue notice to respondents in Criminal Appeal No.463/2024, returnable on 13th March 2025.

4. Leave is granted to the State to file appeal against acquittal. Application for ALS No.84/2024 is allowed. Appeal be registered. After registering the appeal, issue notice to respondents in appeal, returnable on 13th March 2025.

5. Action under section 390 of the Code of Criminal Procedure shall follow before the Trial Court.

(NEERAJ P. DHOTE, J.)

(R.G. AVACHAT, J.)

fmp/-