



(1)

29criapl39.26

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

29 CRIMINAL APPEAL NO. 39 OF 2026

MUNGALYA ALIAS MANGESH MAHADEV BEDRE

....Appellant

VERSUS

THE STATE OF MAHARASHTRA AND ANOTHER

.....Respondent

Mr. N. D. Kendre, Advocate a/w Mr. Vivekanand B. Deshmukh,
Advocate for the appellant

Mr. V. K. Kotecha, APP for the respondents/State

Mr. P. S. Shinde, Advocate for the respondent No. 2 (through Video
Conference)

CORAM : RAJNISH R. VYAS, J.

DATE : 09th MARCH, 2026

PER COURT :

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

ORDER

a] The criminal appeal is allowed.

b] The judgment of conviction passed by learned
Judge, Fast Track Court, Dharashiv in Sessions Case No.
53 of 2022 dated 31-12-2025, convicting the appellant
for commission of offences punishable under Sections
376 and 323 of the Indian Penal Code is quashed and set
aside.

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- c] The appellant is acquitted for the commission of offences punishable under Sections 376 and 323 of the Indian Penal Code.
- d] The appellant be released forthwith.
- e] The fine amount deposited, if any, be refunded to the appellant.
- f] The R & P be sent back to the trial court.

[RAJNISH R. VYAS, J.]

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