IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO. 1301 OF 2019

Tulshiram Gopal Manere ...Appellant
V/s.
The State of Maharashtra & Ors. ...Respondents.

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Mr.Nitesh S. Nevshe, Appointed Advocate a/w. Adv. Shweta Nevshe and Adv. Utkarsh Kupte for the Appellant.
Mr. B.V. Holambe Patil, APP for the Respondent/State.

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CORAM : N.R. BORKAR, J.
DATE : 17.01.2026.

P.C. :

1. Mentioned out of turn.

2. This appeal takes exception to the judgment and order dated 9th August 2019 passed by the learned Special Judge (POCSO), Thane in Special Case No. 83 of 2017.

3. The appellant, who was the accused before the Trial Court, was tried for the offences punishable under Sections 376(n), 323, 354, 506 of the Indian Penal Code and Sections 6 read with 5(l)(m), 10 read with 9(l)(m) of the Protection of Children from Sexual Offences (POCSO) Act. By the impugned judgment and order, the Trial Court convicted the appellant/accused for the following offences:

a] Section 376 (n) of the IPC and sentenced him to suffer rigorous imprisonment for Ten Years and to pay fine of Rs.10,000/-, in default to suffer rigorous imprisonment for six months;

b] Section 6 read with 5(l) and (m) of the POCSO Act and sentenced to suffer rigorous imprisonment for Ten Years and to pay fine of Rs. 10,000/-, in default to suffer rigorous imprisonment for six months; and

c] Section 10 read with 9(l) & (m) of the POCSO Act and sentenced to suffer rigorous imprisonment for five years and to pay fine of Rs.5000/-, in default to suffer rigorous imprisonment for six months;

d] Section 323 of the IPC and sentenced him to suffer rigorous imprisonment for one year and to pay fine of Rs.1000/-, in default to suffer simple imprisonment for three months;

e] Section 354 of the IPC and sentenced him to suffer rigorous imprisonment for one year and to pay fine of Rs.1000/-, in default to suffer simple imprisonment for three months; and

f] Section 506 of the IPC and sentenced him to suffer rigorous imprisonment for one year and to pay fine of Rs.1000/-, in default to suffer simple imprisonment for three months.

4. The appellant has forwarded the present application dated 26th July 2023 seeking permission to withdraw the present appeal on the ground that he has already undergone the entire sentence imposed by the trial Court and he does not want to prosecute the present appeal. It appears from the letter of Superintendent of Jail, Amravati dated 29th November 2025, that on completion of sentence, the appellant has already been released from Jail.

5. As the appellant does not want to prosecute the present appeal, the same is disposed of as withdrawn.

[N.R.BORKAR, J.]