

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL APPEAL NO.502 OF 2025**

Manoj Mansaram Maraskolle

Age: 38 years, Occ. Waiter

R/a. Madhav Bhavan Compound, Khadilkar
Road, Girgaon, Mumbai.

Permanent Address:

A/P, Tilli, Taluka: Goregaon, Dist. Gondiya
Maharashtra

Presently lodged at Kolhapur Central Prison
as Prisoner No.C- 8213

... Appellant

V/s.

The State of Maharashtra

V. P. Road Police Station, Mumbai

... Respondent

Mr. Prosper Dsouza, Appointed Advocate for the Appellant.
Smt. Madhavi H. Mhatre, APP for the Respondent-State.

**CORAM : A. S. GADKARI AND
KAMAL KHATA, JJ.**

DATE : 18th March 2026

P.C.:-

- 1) The above mentioned deliberation leads to draw a conclusion that, the Appellant is entitled to have benefit of doubt.
- 2) For the reasons recorded separately, following Order is passed :-

ORDER

(i) The Judgment and Order dated 8th November, 2024, passed by learned Additional Sessions Judge, Greater Mumbai, in Sessions Case No.556 of 2022, is quashed and set aside.

(ii) Appellant is given benefit of doubt and is accordingly acquitted from the Charge under Section 302 of the Indian Penal Code.

(iii) Appellant be set at liberty if not required in any other case/cases, on production of an authenticated copy of the operative part of the present Order.

(KAMAL KHATA, J.)

(A.S. GADKARI, J.)