

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.931 OF 2017
WITH
CRIMINAL APPLICATION NO.930 OF 2017

Nagsen Krishna Sonare & Ors. ..Applicants
Versus
The State of Maharashtra & Anr. ..Respondents

Mr. Niranjan Mundargi a/w Keral Mehta, for the Applicants.
Mr. J. P. Yagnik, APP for the Respondent/State.

CORAM : NITIN W. SAMBRE &
R. N. LADDHA, JJ.

DATE : 18th JULY, 2023

PC.

1. Heard.
2. We have perused the contents in the FIR and the other material available on record. *Prima-facie* this Court is of the view that the offence alleged against the applicants, particularly, ingredients of the sections under which the applicants are booked cannot be inferred, as the complainant himself appears to be in illegal possession of the suit property and the structure appears to be without any sanction from the planning authority.
3. That being so, **Rule.**
4. Interim relief, if any, to continue till then.

[R. N. LADDHA, J.]

[NITIN W. SAMBRE, J.]