



-742-2023

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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH, NAGPUR.**

**CRIMINAL APPEAL (APEAL) NO. 742 OF 2023**  
**WITH CRIMINAL APPLICATION (APPA) NO. 1197 OF 2023**  
**IN CRIMINAL APPEAL NO. 742 OF 2023**  
**(Darshan s/o Anil More Vs. State of Maharashtra & Anr.)**

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Office Notes, Office Memoranda of Coram,  
appearances, Court's orders of directions  
and Registrar's Orders.

Court's or Judge's orders.

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Shri S.P. Sonwane, Counsel for the appellant/applicant.  
Shri A.V. Palshikar, Additional Public Prosecutor for  
respondent no.1.

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**CORAM : ANIL L. PANSARE, J.**  
**DECEMBER 1, 2023.**

The applicant shall delete the name of  
respondent no.2/victim from the array of parties in terms  
of the order dated 10/11/2023 passed by this Court in  
Criminal Application (APPA) (St.) No. 8955/2023 in  
Criminal Appeal (St.) No. 8953/2023.

2] The learned Additional Public Prosecutor  
submits that copy of deposition has not been given to  
him. The learned Counsel for the applicant submits that  
the copy will be supplied during the course of the day.

3] Issue notice in application seeking  
suspension of sentence to the child's family through Police  
Station – Hingna, District - Nagpur in terms of the  
directions issued by the Division Bench of this Court, at  
Bombay, in the case of *Arjun Kishanrao Malge V/s State  
of Maharashtra and others : MANU/MH/1024/2021*.

4] The concerned Police Officer shall only apprise the child's family of pendency of the appeal and application seeking suspension of sentence before this Court, as envisaged in the aforesaid judgment. It should be thereafter left to the desire of the child's family whether to appear before the Court or not. In other words, the concerned Police official shall not insist for presence of child or child's family before this Court.

5] An intimation be given to the child's family accordingly and a report of compliance be filed before the returnable date.

6] Notice could not be issued for want of copy of application. If the copy of application is not supplied within two working days, the application shall stand dismissed without further reference to this Court. If copy is supplied, reissue notice returnable on 7/12/2023.

**(ANIL L. PANSARE, J.)**

Sumit