

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.1146 OF 2012  
(Arising out of S.L.P.(Crl.)No.2391 of 2012)

GANESH SHIVRAMJI MEHARE & ANR

APPELLANTS

VERSUS

MANGESH VASANTRAO DESHPANDE & ANR

RESPONDENTS

O R D E R

Leave granted.

Having heard learned counsel for the parties to the lis, we are of the opinion that the High Court, in exercise of its powers under Section 482 of the Criminal Procedure Code, ought not to have interfered with the orders passed by the learned District & Sessions Judge, Akola in Case No.Misc.Cr.Appln.No.803 of 2011, dated 13.12.2011. Accordingly, we allow this appeal and set aside the orders passed by the learned single Judge in Case No.Crl.Application (APPLN)No.6 of 2012 dated 29.02.2012 and restore the orders passed by the District & Sessions Judge, Akola.

Ordered accordingly.

.....J.  
(H.L. DATTU)

.....J.  
(CHANDRAMAULI KR. PRASAD)

NEW DELHI;  
JULY 30, 2012

ITEM NO.8

COURT NO.8

SECTION IIA

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

(From the judgement and order dated 29/02/2012 in CRA No.6/2012 of The HIGH COURT OF JUDICATURE OF BOMBAY AT NAGPUR)

GANESH SHIVRAMJI MEHARE & ANR

Petitioner(s)

VERSUS

MANGESH VASANTRAO DESHPANDE & ANR

Respondent(s)

(With appln(s) for exemption from filing O.T., anticipatory bail, permission to file additional documents and office report )

Date: 30/07/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. DATTU

HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD

For Petitioner(s) Mr.Satyajit A.Desai, Adv.  
Ms. Anagha S.Desai,Adv.

For Respondent(s) Mr.Mike Prakash Desai,Adv.  
Ms. Asha Gopalan Nair,Adv.

Mr.Manish Pitale, Adv.

Mr.Raheel Mirza,Adv.

Mr.Rajesh Mundhada, Adv.

For Mr. Chander Shekhar Ashri ,Adv

UPON hearing counsel the Court made the following  
O R D E R

Leave granted.

Heard learned counsel for the parties to the lis.

The appeal is allowed, in terms of the signed order.

(G.V.Ramana)

Court Master

(signed order is placed on the file)

(Vinod Kulvi)

Court Master