

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

3 CRIMINAL APPLICATION NO. 4528 OF 2015
WITH
CRIMINAL APPLICATION NO. 329 OF 2016
IN APPLN/4528/2015

NITIN S/O MOHANRAO CHINCHOLIKAR
VERSUS
THE STATE OF MAHARASHTRA

...

Advocate for Applicant :Mr Thombre S. S.
APP for Respondent State: Mr. B. A. Shinde

CORAM : V. K. JADHAV, J.

DATE : 29th February, 2016

PER COURT :

1. Heard.

2. Leave to amend prayer clause in Criminal Application No. 329/2016.

3. Learned counsel for the applicant submits that the applicant/original accused challenged the order passed by the Judicial Magistrate First Class, Kaij dated 18.08.2015 issuing process against the applicant accused for the offences punishable under sections 186, 506 of the Indian Penal Code and sections 3(1)(10), 3(2)(7) of the prevention of Scheduled Caste and Scheduled Tribes Act. This court, by order dated 24.08.2015 in Criminal Application No.4528/2015, granted ad interim relief in

terms of prayer clause (E). However, on 25.08.2015, the learned Judicial Magistrate, First Class has committed the case to the Special Court, Ambajogai since the offences alleged to have been committed are exclusively triable by the Sessions Court. In view of this, the further proceedings in Special Case No. 18/2015 pending before the Special Court/Additional Sessions Court, Ambejogai are hereby stayed till next date of hearing in Criminal Application No.4528/2015.

4. In the light of above, the Criminal application No. 329/2016 is disposed of.

(V. K. JADHAV, J.)

JPC