

JPP

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE JURISDICTION**

CRIMINAL APPLICATION NO. 22 OF 2015

The State of Maharashtra. ... Applicant.

V/s.

Talaha Mohammed Munaf Ansari. ... Respondents.

Smt. V.R. Bhosale, APP for the State.

**CORAM : P.V. HARDAS &
Dr. SHALINI PHANSALKAR-JOSHI, JJ.**

MARCH 03, 2015.

P.C. :-

By this Application the Applicant - State seeks leave to file Appeal against the Judgment of the Additional Sessions Judge, City Civil and Sessions Court, Greater Mumbai, dated 12.8.2014, acquitting the Respondent for offence punishable under Section 302, 397 and 452 r/w. 34 of the Indian Penal Code and under Section 37(1) r/w. 135 of the Bombay Police Act.

2. We have heard the learned APP in support of the various grounds urged in the Application. With the assistance of the learned APP, we have perused the findings recorded by the Trial Court. Upon such perusal, in our opinion, this is a fit case for granting leave.

3. We accordingly allow this Application and grant leave as prayed for. Criminal Appeal filed by the State stands admitted.

4. Action under Section 390 of the Code of Criminal Procedure be taken by the Trial Court by issuing bailable warrant for Rs.35,000/- against the Respondent – Accused.

(DR.SHALINI PHANSALKAR-JOSHI, J.) (P.V. HARDAS, J.)