

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO. 257 OF 1993

Shri Samson David Anthony	...	Appellant
vs.		(Orig. Accused No.1)
1. The State of Maharashtra		
2. Dr. Parful Popatlal Brahambhatt...		Respondents

ALONG WITH
CRIMINAL APPEAL NO. 259 OF 1993

Shums @ Parvez Mohd. Ali	...	Appellant
vs.		(Orig. Accused No.3)
State of Maharashtra	...	Respondents

ALONG WITH
CRIMINAL APPEAL NO. 372 OF 1993

Samad Sayyed Badshah Sayyed	...	Appellant
vs.		(Orig. accused No.6)
1. The State of Maharashtra		
2. Dr.Prafulkumar Brahambhatt		Respondents

Mr. Rajendra Sorankar for the appellant in Appeal No.257 of 1993.
Mr. Bhavesh Thakur i/b. Mr. S.R.Pasbola for appellant in Appeal No.259 of 1993.
Mr. Manas N. Gawankar h/f Mr. N.N.Gawankar for appellant in Appeal No.372 of 1993
Ms. A.A.Mane, APP, for the State.

CORAM: SMT.SADHANA S.JADHAV,J.
DATE : 30th November, 2015.

P.C.

For the reasons to be recorded separately, the following order is passed :-

ORDER

- (i) All the three Appeals are allowed.
- (ii) The Judgment and order recorded by the Addl. Sessions Judge, Greater Bombay in Sessions Case No.180 of 1989 along with Sessions Case No.653 of 1992 dated 30.3.1993 is hereby quashed and set aside.
- (iii) The appellants are acquitted of the offence punishable under Section 395 of Indian Penal Code. The bail bonds of the accused stand cancelled.
- (iv) Fine amount, if paid, to be refunded to the accused-appellants.

Appeals are allowed and disposed of.

(SMT.SADHANA S.JADHAV, J.)