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HIGH COURT OF CHHATTISGARH, BILASPUR**Cr.M.P. No. 336 of 2015**

State of Chhattisgarh Through: District Magistrate Rajnandgaon,
Chhattisgarh.

---- Petitioner**Versus**

1. Purnendra Shekhar Mukharjee & Jantu Mukharjee @ Anna @ Ajay S/o Vinod Bihari Mukharjee Aged About 69 Years R/o Bansjani, P.S.-Yadavpur, District- 24 Pargana (West Bengal)
2. Subramanyam @ Shrikant @ Sukanta @ Vimal S/o V.L.N. Sharshtri Aged About 56 Years R/o Village & Police Station- Markapur, District-Prakashay (Andhrapradesh)

---- Respondents

For the Petitioner/ State : Shri Vivek Sharma, Government Advocate.
For the Respondents : Shri Shishir Dixit, Advocate.

Hon'ble Shri Justice Pritinker Diwaker**Hon'ble Shri Justice Rajendra Chandra Singh Samant****Order on Board by Pritinker Diwaker, J.****02/02/2017**

1. Heard on I.A. No. 1 of 2015, an application for condonation of delay in filing the present petition. For the reasons mentioned in the application, the same is allowed and the delay in filing the present petition is hereby condoned.
2. Also heard on application for grant of leave to appeal under Section 378(3) of the Code of Civil Procedure.
3. On due consideration, the application is allowed and leave to appeal as prayed for is granted.
4. Registry is directed to register regular acquittal appeal.

5. As Shri Shishir Dixit has entered his appearance on behalf of the respondents, State is not required to pay process fee for them. However, the State counsel shall serve one additional set of petition alongwith all the documents to Shri Shishir Dixit within a month.
6. List the appeal for final hearing in due course.

Sd/-
(Pritinker Diwaker)
Judge

Sd/-
(R.C.S. Samant)
Judge