

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.83 OF 2016

VISHWANATH VENKAPPA SHETTY)...APPLICANT

V/s.

THE STATE OF MAHARASHTRA & ANR.)...RESPONDENTS

Mr.Ashish Chavan, Advocate for the Applicant.

Mr.Vinod Chate, APP for the Respondent – State.

Mr.Deepak Naik i/b. M/s.N.Deepak & Co., Advocate for Respondent No.2.

CORAM : A. M. BADAR, J.

DATE : 10th APRIL 2017

P.C. :

1 Heard both sides. Perused copies of deposition as well as impugned judgment and order. The only question which arises for determination is the standard of proof – whether that of a mathematical precision or beyond reasonable doubt.

2 Leave granted.

- 3 Admit.
- 4 The application for leave be treated as Memo of Appeal.
- 5 Issue notice to respondent.
- 6 Learned APP waives notice for respondent – State.
- 7 Mr.Deepak Naik waives notice for respondent no.2.
- 8 Call for Record and Proceedings.
- 9 In the meanwhile, action under Section 390 of the Cr.P.C.
before the trial court.

(A. M. BADAR, J.)