

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

**CRIMINAL APPLICATION NO.107 OF 2016
(For Leave to Appeal - State)**

Administration of Daman & Diu ... **Applicant**
V/s.
Shri.Ambalal Vanarasidas Patel & Anr. ... **Respondents**

....

Ms.Purnima H.Kantharia, Advocate for the Applicant.
Mr.Mehul R.Thakker, Advocate for the Respondent No.1.
Ms.P.N.Dabholkar, APP for the Respondent/State.

....

CORAM : A.M.BADAR J.

DATED : 21st September 2017.

P.C. :

- 1 Heard.
- 2 *Prima facie*, it appears that the impugned Judgment and Order suffers from perversity. Hence, the order :
 - (i) Leave granted.
 - (ii) Application for leave to appeal be treated as Memo of Appeal. Necessary amendments be carried out forthwith.
 - (iii) Admit.
 - (iii) Issue notice to respondents.
 - (iv) The learned Advocate waives notice for respondent No.2.
 - (v) Action under Section 390 of the Code of Criminal Procedure to follow before the learned trial Court.

(A.M.BADAR J.)