

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 116 OF 2017
(FOR LEAVE TO APPEAL)**

The State of Maharashtra
Versus
Santosh Baburao Kalkote

...Applicant
..Respondent

Mr. A. R. Kapadnis, APP for the State.

**CORAM : RANJIT MORE &
DR. SHALINI PHANSALKAR-
JOSHI, JJ.**

DATE : 1st NOVEMBER, 2017.

P. C. :

Heard Mr. Kapadnis, learned APP for the State.

2. Perused the impugned judgment and order and also the deposition, especially the deposition of both the injured eye witnesses. These witnesses have supported the prosecution case. In the circumstances, we find that arguable points are raised. Therefore, we grant leave to appeal.

3. The appeal is admitted. The Registry is directed to initiate action against the respondent under Section 390 of the Code of Criminal Procedure, 1973.

[DR. SHALINI PHANSALKAR-JOSHI, J.]

[RANJIT MORE, J.]