

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.27 OF 2018

Late Mrs.Blanche Dias Through Her son Darryl Leo Dias V/s.	...	Applicant
The State of Maharashtra & Anr.	...	Respondents

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Ms.Bharati Mahant, Advocate for the Applicant.

Mr.A.R.Kapadnis, APP for the Respondent No.1/State.

Mr.Kunal D. Ambulkar, Advocate for the Respondent No.2.

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CORAM : A.M.BADAR J.

DATED : 21st JUNE 2018.

P.C. :

1 This is an application for condonation of delay in filing
an application for leave to appeal seeking challenge to the
Judgment and Order of acquittal of the respondent No.2 of the
offence punishable under Section 323 of the Indian Penal Code.

2 Heard the learned Advocate appearing for the
applicant as well as the learned Counsel appearing for the
respondent No.2/original accused. I also heard the learned
Additional Public Prosecutor appearing for the respondent/State.

3 As sufficient case is made out, though the learned Counsel appearing for the respondent No.2/original accused has vehemently opposed the application, I am inclined to allow the same. Hence, the Order :

ORDER

- (i) The Application is allowed.
- (ii) The delay in filing an application for leave to appeal is condoned.
- (iii) The Application is, therefore accordingly, disposed of.

(A.M.BADAR J.)