

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 345 OF 2017**

Vasi Mohd Sayed

..Applicant

Vs.

The State of Maharashtra & Anr

..Respondents

Mr. Sayed A. A. Nagvi for the Applicant

Mr. K. V. Saste Addl PP for the Respondent State

Mr. Mahesh Mishra i/b Mr. Ravi Thankian for the Respondent No.2

**CORAM :R. M. SAVANT, &
SANDEEP K SHINDE,JJ
DATE : 22nd JANUARY, 2018**

P.C.

1 The Learned Addl PP Mr. Saste informs us that the CCTV footage of 8-10-2016 is not available as the same is preserved only for a period of one month. Hence admittedly as on date there is no conclusive material on record to indicate that the Applicant was not present on site. The charge sheet has been filed in December 2017.

2 Having regard to the facts and circumstances of the case, it is not possible for us to accede to the prayer sought in the above Criminal Application by the Applicant. The above Criminal Application is accordingly rejected.

3 However, it would be open for the Applicant to avail of the

statutory remedies available in law. If any such application is filed, needless to state that the same would be tried on its own merits and in accordance with law.

[SANDEEP K. SHINDE, J]

[R.M.SAVANT, J]