

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.699 OF 2017

IN

CRIMINAL APPEAL NO.35 OF 2016

Sou.Manisha Balwant Bhawe ... **Applicant**
V/s.
Shri.Sheshrao Ramrao Shety & Anr. ... **Respondents**

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Mr.Vasant D. Raut, Advocate for the Applicant.

Mr.P.H.Gaikwad-Patil, Advocate for the Respondent No.2/State.

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CORAM : A.M.BADAR J.

DATED : 5th FEBRUARY 2018.

P.C. :

1 This is an application for early hearing of the appeal in which the original complainant is challenging acquittal of the respondent recorded by the trial Court in R.C.C.No.1165 of 2009.

2 Heard the learned Advocate appearing for the
applicant/original complainant. He submitted that the applicant is
a senior citizen and, therefore, the appeal needs to be heard.

3 The appeal is of the year 2016. It is challenging
acquittal. In view of the Judgment of the Honourable Apex Court
in the matter of *Hussain & Anr. v. Union of India* reported in

2017 (5) SCC 702, this appeal of the year 2016 cannot be taken up for final hearing considering the pendency of the jail appeals before this Court.

4 Hence, the application is rejected.

(A.M.BADAR J.)