

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION [ALP] NO.298 OF 2015

Lalit Ishwarlal Khilnani ... **Applicant**

V/s.

Shivanand Hegde and anr. ... **Respondents**

Mr.Ninad Muzumdar for the applicant.

Ms.Anamika Malhotra, APP for the respondent/State.

CORAM : A.M.BADAR J.

DATED : 30th JULY 2018.

P.C. :

1. None appeared for the respondent despite service.
2. Heard the learned Advocate appearing for the applicant. Perused copies of deposition of the complainant as well as copy of consent terms executed by the parties on 22nd August, 2013 during the pendency of the complaint case. *Prima facie*, the case for consideration is made out. Therefore, the order;

:: ORDER ::

- (i) Leave as prayed is granted.

- (ii) Memo of application for leave to appeal to be considered as memo of appeal on effecting necessary amendment thereto by the learned Advocate for the applicant.
- (iii) Leave to amend to that extend is granted.
- (iv) Admit.
- (v) Issue notice to respondents.
- (vi) Call for Record and Proceedings.
- (vii) In the meanwhile, action under Section 390 of Cr. P.C before the Trail Court.

Vina
Arvind
Khadpe

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signed by
Vina Arvind
Khadpe
Date:
2018.07.30
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(A.M.BADAR J.)