

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL REVISION APPLICATION NO.358 OF 2018

Henry Samuel Jacob

Applicant

versus

The State of Maharashtra

Respondent

Ms.Apeksha Vora for applicant.

Mr.Y.M.Nakhwa, APP, for State.

CORAM : PRAKASH D. NAIK, J.

DATE : 6th July 2018

PC :

1. Not on board. Upon mentioning papers are allowed to be produced and heard forthwith.

2. The applicant is facing prosecution for offences under Sections 302, 376 and 366 of Indian Penal Code and under the provisions of Prevention of Children from Sexual Offences Act, 2012. An application was preferred before the Trial Court for recall of PW-10, which was allowed by order dated 25th June 2018, subject to applicant-accused depositing costs of Rs.350/-.

3. It is submitted that the applicant-accused is a labour and he is not even position to pay the costs of Rs.350/-. He is represented by the advocate who is appointed through legal aid. The matter is kept for recording evidence on 7th July 2018, subject to depositing costs of Rs.350/-. In the interest of justice, the order of costs of Rs.350/- is

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relaxed. The witness be recalled and the Trial Court may recall PW-10 without imposing any costs.

4. Criminal Revision Application No.358 of 2018 is disposed off. Parties and all concerned to act on authenticated copy of this order issued by registry.

(PRAKASH D. NAIK, J.)

MST