

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL APPLICATION NO. 465 OF 2016**

The State of Maharashtra

.....Applicant

Vs.

Bindas Suresh Patil & Ors.

....Respondents.

Ms. P.P. Shinde, APP for the Applicant-State.

Mr. Ateet Shirodkar for Respondent No.3.

CORAM : A. S. OKA, AND

A. S. GADKARI, JJ.

DATE : 4th JANUARY, 2019.

P.C.:-

Heard the learned APP for the Applicant and the learned counsel appearing for the Third Respondent. The other two Respondents, are duly served.

2 In view of averments made in the Application, sufficient cause is made out to condone the delay of 27 days. Accordingly, the rule is made absolute in terms of prayer clause (a).

3 Place the Application for leave to Appeal under the caption of "*Fresh Admission*" on 11th February, 2019.

4 We direct the learned APP to amend the Application and annex the copies of the notes of evidence.

5 The office remark shows that, the connected Appeal No.366 of 2018 has been dismissed. The dismissal has nothing to do with the Application for leave, as what is dismissed, is an Appeal for enhancement of sentence.

(A.S. GADKARI, J.)

(A.S. OKA, J.)