

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 967 OF 2010

Iliyas @ Illu Nawaz Khan ... Appellant

Versus

State of Maharashtra and Ors. ... Respondents

ALONG WITH

CRIMINAL APPEAL NO. 867 OF 2011

1. Kharshid @ Mullani Harun Shaikh

2. Soheb Ashikali Kazi

3. Sunil @ Papa Devnarayan Singh ... Appellant

Versus

The State of Maharashtra ... Respondents

ALONG WITH

CRIMINAL APPEAL NO. 957 OF 2010

Alpraj @ Tantan Iftekar Khan ... Appellant

Versus

State of Maharashtra ... Respondent

Mr. Rushit Thakkar for the appellant in Criminal Appeal No. 967 of 2010.

Mrs. Mallika Ingale for the appellant in Appeal No. 867 of 2011.

Mr. Taraq Sayed i/by Sultan Khan for the appellant in Appeal No. 957 of 2010.

Mr.J.P. Yagnik, APP for the respondent State.

**CORAM : B.P. DHARMADHIKARI &
PRAKASH D. NAIK, JJ.**

DATE : APRIL 12, 2019

P.C.:

For the reasons separately recorded, the judgment and order dated 18/10/2010 delivered by Extra Joint Ad Hoc Additional Sessions Judge, C.R. No. 2, Sweree, Mumbai in Sessions Case No. 51 of 2009 is quashed and set aside.

2. The appellants are given benefit of doubt and are acquitted of the offences charged.

3. The respondent State to set them at liberty if their custody is not required by it in any other matter.

4. Muddemal property be dealt with as directed by the trial court after the appeal period is over.

(PRAKASH D. NAIK, J.)

(B.P. DHARMADHIKARI, J.)