

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPLICATION NO. 630 OF 2018
WITH
CRIMINAL APPLICATION NO. 631 OF 2018
IN
CRIMINAL REVISION APPLICATION NO. 23 OF 2018**

Ramniklal Devchand Shah
since deceased through legal heir
Natwarlal Devchand Shah

...Applicant

Versus

The State of Maharashtra & Anr.

...Respondents

Ms.Mallika A. Ingale a/w. Mr.Rushit P. Thakkar for the Applicant.
Mr. A.R.Patil, APP for Respondent No.1-State.
Ms.Roshani S. Bafna, Respondent No.2 present in person.

**CORAM : MRS. MRIDULA BHATKAR, J.
DATE : 22 FEBRUARY 2019**

P.C.:

1. In this Revision Application, the order of conviction dated 05.02.2015 passed by the learned J.M.F.C., Dahanu in S.C.C. No. 1066 of 2011 is challenged.

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2. The learned counsel for the applicant submits that this Criminal

Application is moved for condonation of delay of 22 days in filing the Application for bringing on record the legal heir of the deceased applicant.

3. Respondent No.2 i.e., party-in-person has no objection to condone the delay.

4. For the reasons mentioned in the Criminal Application, delay is condoned.

5. Criminal Application is allowed and accordingly disposed of.

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6. This Criminal Application is moved for bringing on record the legal heir of the deceased applicant.

7. The learned counsel for the applicant submits that the applicant – Ramniklal Devchand Shah has expired on 20.08.2018 and, therefore, his legal heir wants to come on record to prosecute this Revision Application mainly on the ground of fine.

8. Respondent No.2 i.e., party-in-person has no objection for the same.

9. In view of above, the legal heir of the deceased applicant is to be brought on record. Amendment to that effect to be carried out on or before 28.02.2019.

10. Criminal Application is allowed and accordingly disposed of.

(MRIDULA BHATKAR, J.)