

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL APPLICATION (APPP) NO.522 OF 2019
IN CRIMINAL APPLICATION (APPP) NO. 521 OF 2019
IN CRIMINAL APPLICATION (APPA) NO.987 OF 2018

(Shobha w/o Mahadeo Gadge and another vs. Maroti s/o Kisnaji Bite and others)

Office Notes, Office Memoranda of
Coram, appearances, Court's orders Court's or Judge's orders
or directions and Registrar's orders.

Shri R. Kadu, Advocate for applicants/appellants.
Shri P.D. Sharma, Advocate for respondent nos.1 to 3.
Shri M.K. Pathan, Additional Public Prosecutor for
respondent no.4.

CORAM : P.N. DESHMUKH AND
 PUSHPA V. GANEDIWALA, JJ.

DATED : SEPTEMBER 11, 2019

Heard learned Counsel for the parties.

This application is for condonation of delay
of 90 days in filing application for restoration of Criminal
Application No.987/2018, which came to be dismissed
by conditional order dated 30/1/2019.

For the grounds mentioned in the application
and considering the subject matter, which is an appeal
by victim against acquittal of accused, delay is condoned.
The application is allowed.

CRIMINAL APPLICATION (APPP) NO.521/2019

Heard learned Counsel for the parties.

In view of aforesaid order condoning delay

caused in preferring restoration application and considering the subject matter, the application is allowed. Criminal Application No.987/2018 is restored to file.

CRIMINAL APPLICATION (APPA) NO.987/2018

This application is filed for grant of leave to file appeal.

This application is preferred by original complainant and her son, who was also injured in the incident.

Shri Kadu, learned Counsel for applicants, submits that appeal preferred by respondent State is registered as Criminal Appeal No.237/2018 and same is admitted.

In the circumstances, leave is granted. Appeal be registered and tagged along with Criminal Appeal No.237/2018.

JUDGE

JUDGE

khj