

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 1499 OF 2019**

Mohafiz A. Shaikh ... Applicant
V/s.
The State of Maharashtra and anr. ... Respondents

Mr. M.K. Kocharekar i/b Mr. O.G. Nagwekar for the Applicant.
Dr. F.R. Shaikh, APP for the Respondent – State.
Mr. S.V. Marwadi for Respondent No.2.

**CORAM : B.P. DHARMADHIKARI &
N.R. BORKAR, JJ.
DATE : JANUARY 27, 2020.**

P.C.

1] Heard. Perusal of complaint and statement in support thereof dated 15th April 2019 shows that it is for theft of electricity between 7th September 2018 and 7th March 2019 worth Rs.1,30,022.85.

2] Submission of the applicant is that this offence is already compounded.

3] Warning dated 10th January 2019 issued by API, Nizampura Police Station, Bhiwandi speaks of crime registered vide Crime No. 687 of 2018. It is for a period from 6th

December 2017 to 6th June 2018.

4] Thus, there is no compounding of theft of electricity for period 7th September 2018 to 7th March 2019 for which FIR No.449 of 2019 had been registered on 15th April 2019.

5] We therefore, find grievance misconceived. Accordingly, the petition is rejected.

(N.R. BORKAR, J.)

(B.P. DHARMADHIKARI, J.)