

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

CRIMINAL APPEAL NO.946 OF 2004

M/s. Desai brothers

.. Appellant

Vs.

M/s. R. K. Mango and Anr.

.. Respondents

Mr. S. R. Agarkar, A.P.P. for the State-Respondent.

CORAM : PRAKASH D. NAIK, J.

DATE : 16th JULY, 2021

PC.

1 This appeal is preferred by the original complainant against the order of acquittal passed by 3rd Joint Judicial Magistrate, First Class, Ratnagiri vide judgement and order dated 12.08.2003 in Criminal Case No.1610 of 2002.

2. Report is received from Police Inspector, Ratnagiri Police Station stating that Mr. Riyaz Kazi proprietor M/s. R.K. Mango died on 06.12.2006. The death certificate is enclosed with the report. Initially notice was issued to the respondent No.1 and same was returned unserved.

3. In view of the report submitted by Police, nothing survives in this appeal and the same is dismissed.

(PRAKASH D. NAIK, J.)