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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 447 OF 2015

ALAN LOUS PHILIP COUSIN AND ORS APPLICANTS

V/s.

MUMTAZ IQBAL SHEIKH AND ANR RESPONDENTS

**Mr. Prasanna Bhangale i/b Mr. Niranjana Mundargi for the applicant
Ms. A. A. Takalkar APP for the State**

CORAM : NITIN W. SAMBRE, J.

DATE: NOVEMBER 26, 2021.

P.C.:

1] Heard.

2] Complaint was initiated at the behest of applicant in the capacity of Power of Attorney holder with Maria. Fact remains that Maria was not examined to to prove Power of Attorney. Apart from above, fact remains that allegation in the complaint in support of offence alleged i.e. under Sections 420, 409 and 120 (B) of the Indian

Penal Code cannot be termed to be within personal knowledge of the present applicant-Power of Attorney holder. Apart from above, cogent reasons are furnished by the Magistrate in support of order of acquittal. No case for grant of leave is made out. Application stands rejected.

[NITIN W. SAMBRE, J.]