

AGK

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

**CRIMINAL APPLICATION NO.118 OF 2019
IN
CRIMINAL REVISION APPLICATION NO.47 OF 2004**

K. Vrushali

...Applicant

V/s.

Vasant Sonu Mhatre & Anr.

...Respondents

Mr. Prathamesh Avinash Gokhale for the applicant in
APPR/118/2019.

Mr. A.R. Patil, APP for the State.

Mr. Viraj Shelatkar i/by Mr. Ganesh Gole for applicant
in revision application & respondent in APPR/
118/2019.

CORAM : AMIT BORKAR, J.

DATE : OCTOBER 4, 2022

P.C.:

1. The application is by the complainant/original respondent no.2. The revision application filed by the accused has been admitted. The sentence has been suspended, subject to deposit of an amount of Rs. 2 lakh. Accordingly, the accused has deposited an amount of Rs. 2 lakh with this Court. The complainant has, therefore, filed present application seeking withdrawal of the amount of Rs. 2 lakh.

2. In that view of the matter, the application deserves to be allowed, subject to the applicant filing an undertaking that in case

the decision in the present revision application is adverse to the present applicant, he will reimburse the entire amount to the accused.

3. Subject to the filing of undertaking within four (4) weeks from today, the applicant is permitted to withdraw the amount of Rs. 2 lakh along with accrued interest.

4. The criminal application stands disposed of. No costs.

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(AMIT BORKAR, J.)