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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

**INTERIM APPLICATION NO.2761 OF 2022
IN
CRIMINAL APPEAL NO.371 OF 2020**

Shubham S/o Jivaji Jadhav Applicant.
V/s
State of Maharashtra Respondent.

Mr. Rupesh A. Jaiswal for the Applicant.
Mrs. M.M. Deshmukh, APP for the Respondent/State.

**CORAM: NITIN W. SAMBRE &
R. N. LADDHA, JJ.**

DATE: FEBRUARY 20, 2023

P.C.:-

- 1] Not on board. Taken on board by consent of parties.
- 2] Applicant is convicted for offence punishable under Section 302 of the Indian Penal Code.
- 3] Eye witnesses to the incident viz. P.W. 10 – Pravin Waghmare and P.W. 11 – Shubham Savekar have categorically implicated the Applicant in the offence in question, whose testimony is not disturbed at the behest of the Applicant.

4] Considering motive and the aforesaid evidence, no case is made of for grant of relief under Section 389(1) of the Cr. P.C. Application stands rejected.

[R. N. LADDHA, J.]

[NITIN W. SAMBRE, J.]