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

**INTERIM APPLICATION NO.79 OF 2022
IN
CRIMINAL REVISION APPLICATION (ST.) NO.20071 OF 2021**

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The BES & T Undertaking,
through its General Manager

... Applicant

V/s.

Muttum Abdul Khalid & Anr.

... Respondents

Mr. Harvinder Toor with Ms. Heena Shaikh i/by M.V.
Kini & Co. for the applicant.

Mr. Karan Bhosale with Ms. Priyanka Dubey, Ms.
Megha Gupta, Mr. Mayank Tripathi and Ms. Vrinda
i/by Hedgehog & Fox LLP for respondent no.1.

Mr. Arfan Sait, APP for respondent no.2/State.

CORAM : AMIT BORKAR, J.

DATED : MARCH 23, 2023

RC.:

1. Following order is passed by consent of the parties.

a) The impugned order dated 20th December 2018 passed by
the learned Sessions Judge, Mumbai in Special Case No.66 of 2017
is quashed and set aside;

b) Both parties are permitted to file additional material, if any,
in support of their case;

c) The learned Sessions Judge shall decide the application

below Exhibit 3 on merits in accordance with law within six weeks from the date of appearance of the parties;

d) Parties shall appear before the learned Designated Court on 29th March 2023.

2. The criminal revision application stands disposed of accordingly. No costs.

3. All contentions of both the parties are kept expressly open to be agitated before the Special Court.

4. In view of disposal of the criminal revision application, nothing survives in the interim application and the same stands disposed of accordingly.

(AMIT BORKAR, J.)