

Esha

IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL MISC. APPLICATION NO.53 OF 2022

IN

CRIMINAL APPEAL NO.438 OF 2022 (F)

ANJELO FERNANDES

... APPLICANT

Versus

IMRANSAB M. NADAF AND ANR

... RESPONDENTS

Mr. Rohan Rama Dessai, Advocate for the Applicant.

Mr. Nikhil Vaze, Additional Public Prosecutor for Respondent No. 2.

CORAM:- BHARAT P. DESHPANDE, J.

DATED :- 14th February, 2024

P.C.

Heard Mr. Dessai for the Applicant and Mr. Nikhil Vaze for the State.

2. Though Respondent No. 1 is duly served, none appeared.

3. This is an Application for grant of leave to Appeal.

4. The learned Counsel for the Applicant submits that there are sufficient grounds for grant of leave as the proceedings before the learned Magistrate were dismissed in default on the only occasion when the Complainant was absent.

5. Considering the material placed on record, there are sufficient

grounds to grant leave to file an Appeal. Accordingly, this Application stands allowed thereby granting leave to file an Appeal.

6. The Application stands disposed of accordingly.

BHARAT P. DESHPANDE, J.

VAIGANKAR
ESHA SAINATH

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