

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 288 OF 2024

XYZ ...Appellant

vs.

Arsalan Muniroddin Shaikh and Ors. ...Respondents

Mr.Prasad B. Kulkarni:-	Advocate for Appellant.
Mr.Ashok B. Tajane a/w Mr.Yuvraj A. Tajane:-	Advocates for Respondent Nos.1 to 3.
Mr.V.N.Sagare:-	APP for Respondent No.4-State.

CORAM : S. M. MODAK, J.
DATE : 8th MAY 2024

P. C. :-

1. It is true that learned Advocate for the Appellant-victim has already completed the argument on the point of admission. Learned Advocate for the Respondent Nos.1 to 3 is in the process of arguing the matter by way of opposing admission. If this Court feels that there is no merit in the Appeal, it will not be admitted and it will be dismissed.
2. Since beginning, learned Advocate Shri.Kulkarni is insisting for calling of Record and Proceeding. At the time of admission, Court can

certainly hear the parties on the basis of available record. It is told that the Postal department has issued an appointment letter to the Respondent No.1 and he is about to join tomorrow. So, present urgency for hearing this Appeal no more survives. So, let us call Record and Proceeding. Thereafter, this Court will hear the learned Advocates.

3. Today, also it is made clear that yet Appeal is not admitted and Court is in the process of hearing the parties on the point of admission.
4. Call Record and Proceeding.
5. Let copy of this order be produced before the Postal department.
6. Stand over to **18th June 2024.**

[S. M. MODAK, J.]