

## IN THE HIGH COURT OF JUDICATURE AT BOMBAY

## CRIMINAL APPELLATE JURISDICTION

CRIMINAL REVISION APPLICATION NO.469 OF 2012  
WITH  
CRIMINAL REVISION APPLICATION NO.473 OF 2012  
WITH  
CRIMINAL REVISION APPLICATION NO.474 OF 2012  
WITH  
CRIMINAL REVISION APPLICATION NO.475 OF 2012  
WITH  
CRIMINAL REVISION APPLICATION NO.476 OF 2012  
WITH  
CRIMINAL REVISION APPLICATION NO.477 OF 2012  
WITH  
CRIMINAL REVISION APPLICATION NO.478 OF 2012  
WITH  
CRIMINAL REVISION APPLICATION NO.479 OF 2012  
WITH  
CRIMINAL REVISION APPLICATION NO.480 OF 2012  
WITH  
CRIMINAL REVISION APPLICATION NO.481 OF 2012  
WITH  
CRIMINAL REVISION APPLICATION NO.482 OF 2012  
WITH  
CRIMINAL REVISION APPLICATION NO.483 OF 2012  
WITH  
CRIMINAL REVISION APPLICATION NO.484 OF 2012  
WITH  
CRIMINAL REVISION APPLICATION OF 485 OF 2012  
WITH  
CRIMINAL REVISION APPLICATION NO.486 OF 2012

Shri Nandakishor J. Gattani ...Applicant  
v/s  
The State of Maharashtra and ors. ...Respondents

Mr Rajendra Bidkar for Applicants.  
Ms A.T. Javeri, APP for Respondent-State.  
Mr D.G. Mishra for Respondent No.2.

**CORAM : K.U. CHANDIWAL J.**

**DATED : 13TH DECEMBER 2013.**

**P.C. :**

1. The submissions of the learned counsel for applicant are incomplete. He says, no summons was issued nor the applicant was called at any time during trial before the learned JMFC, Thane. The learned counsel appearing for respondent No.2 in few of the revision applications says, he has yet to file power in other matters arising out of the same order of acquittal in regular criminal case No.1029 of 2009 dated 31<sup>st</sup> August 2010 recorded by the learned JMFC, 9<sup>th</sup> Court, Thane. There were 15 cases based on 15 F.I.Rs., only one is referred above.

2. There is no response / reply from the State to the revision. This is necessitated in peculiar situation as while recording acquittal, the learned JMFC, Thane found that the prosecution has failed

to produce original recovery panchanamas even for verification, only true copies were produced. The panchas of seizure failed to identify the accused to be the same persons who were in police custody. The revision applicant asserts that 930 grams of gold ingots were handed over to the Police at the instance of the so called accused (acquitted accused) seized under the panchanama.

3. The revision applicant is also equally expected to place his documents in respect of the said property. S.O. to 8<sup>th</sup> January 2014.

( K.U. CHANDIWAL J. )