:ITEM No.21 Court No. 5 SECTION IIA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal(Crl.).../2000
(From the judgement and order dated 02/05/2000 in CRLA 273/92
of The HIGH COURT OF BOMBAY)

SHAILASH SAHEBRAO JADHAV Petitioner (s)

VERSUS

STATE OF MAHARASHTRA Respondent (s)
(With Crl.M.P. No 8497/2000 for c/delay in filing SLP and an appln. for c/delay in refiling SLP) (With Office Report)

Date : 08/12/2000 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE K.T. THOMAS
HON'BLE MR. JUSTICE R.P. SETHI

For Petitioner (s)
Mr. Shivaji M. Jadhav,Adv.

For Respondent (s)

UPON hearing counsel the Court made the following
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Delay condoned.
We pointed out to learned counsel that High Court has erred. If the conviction was to be upheld by reducing the count of sentence to Section 326 IPC because the griveious injury has resulted in the death of the deceased it should have been culpable homicide and the limited question would have been whether the culpable homicide would have amounted to murder or not in case the finding of the High Court was to be upheld. In the light of this discussion learned counsel sought permission to withdraw this Special Leave Petition. Accordingly, SLP is dismissed as withdrawn.
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(N.K. GOEL) (H.K. BHATIA) @@
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COURT MASTER COURT MASTER@@
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