

CRL LP NO.08 of 2017
IN CRL A No.14 of 2017

B E F O R E
THE HON'BLE THE CHIEF JUSTICE MR T. VAIPHEI
HON'BLE MR. JUSTICE S. TALAPATRA

Present :

For the petitioner : Mr. R.C. Debnath, Addl. P.P.

For the respondent : Mr. S. Lodh, Advocate.

31.01.2018

Heard Mr. R.C. Debnath, the learned Additional Public Prosecutor appearing for the State. Also heard Mr. S. Lodh, the learned counsel for the respondent, who raised strong objection against the granting of leave to file the appeal on the ground that there is no evidence against the respondent. He takes us to paragraph 9 of the impugned judgment and submits that the evidence brought on record speaks for itself. He, therefore, submits that the leave should not be granted.

We have carefully considered paragraph 9 of the impugned judgment and other materials on record. In our opinion, this is not a fit case for denying leave to the State appellant. The objection raised by the learned counsel for the respondent will be considered on merit at the time of hearing of the appeal.

Resultantly, the leave is granted.

The petition is disposed of.

JUDGE

CHIEF JUSTICE

Dipesh