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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

APPLICATION FOR LEAVE TO APPEAL (STATE) NO.76 OF
2019
WITH
CRIMINAL APPLICATION IN APPLICATION NO.344 OF 2019

The Assistant Commissioner of Customs,
(R & I) Division, New Customs House,
Mumbai

...Applicant

V/s.

Rajendra Sanghavi and Ors.

...Respondents

Mr.Geeta Nayyar:-	Advocate for Applicant.
Ms.Rashmi S. Tendulkar:-	APP for Respondent No.3-State.

CORAM : S. M. MODAK, J.

DATE : 18th JULY 2025

P.C. :-

1. Today the matter is kept for dismissal for non-appearance of the Custom officials. Learned Advocate for the Applicant made two submissions:-

- (a) The Officer is newly transferred and
- (b) she is also recently appointed.

2. Yet she has to file Vakalatnama. She is at liberty to file

Vakalatnama earlier to the next date. Considering the request, I am not dismissing the matter and also not imposing cost but if the similar conduct will be repeated, the Court will bound to take a strict view.

3. This is an Appeal against the judgment of acquittal. Leave is sought. There is delay.

4. Issue notice to the Respondents returnable on **29th August 2025.**

Private notice, in addition, is allowed. Affidavit of service be filed.

[S. M. MODAK, J.]