

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.440 OF 2021

Keshav Ramesh Muley : Applicant.

Versus

The State of Maharashtra : Respondent.

Mr. Raja Thakre, Senior Advocate a/w Mr. Akash Kavade, Mr. Yash Jariwala, Mr. Pranay Dave, Mr. Piyush Deshpande, Vidit Divya Kumat i/by Mr. Nikhil Mengde for the Applicant.

Mr. Deepak Thakre, PP a/w Mr. S R Shinde, APP for the Respondent/State.

CORAM : S. S. SHINDE,
ABHAY AHUJA, JJ

DATE : 03rd JUNE 2021
(VACATION COURT)

P.C.

1 Heard Mr. Raja Thakre, learned senior counsel appearing for Applicant.

2 By this application, the applicant seeks to challenge the order dated 12/02/2021 passed by Learned ACMM, 4th Court, Girgaon, Mumbai in Application No.03/SW/2021 holding that Ludo is not a Game of Chance but a Game of Skill, and that it requires skill to win the said game.

3 Learned senior counsel appearing for Applicant submits that the order is erroneous inasmuch as Ludo is a Game of Chance and not a Game of

Skill and that the provisions of the Maharashtra Prevention of the Gambling Act, 1887 shall apply if the said game is played for stake.

4 Having heard, learned senior counsel for Applicant, we direct issuance of notice to the Respondent, returnable on 22/06/2021.

5 In addition to regular mode of service, the Applicant to serve Respondent by alternate mode of service such as Fax/E-mail/Courier and shall file affidavit of service with tangible proof before the returnable date.

6 Learned APP waives service of notice on behalf of Respondent/State.

7 Respondent/State may file reply, if necessary, on or before the returnable date.

[ABHAY AHUJA, J]

[S. S. SHINDE , J]