

Powers of an appellate court while dealing with a [judgment](#) of acquittal :

“7. ... While sitting in judgment over an acquittal the appellate court is first required to seek an answer to the question whether the [findings](#) of the trial court are palpably wrong, manifestly erroneous or demonstrably unsustainable. If the appellate court answers the above question in the negative the order of acquittal is not to be disturbed. Conversely, if the appellate court holds, for [reasons](#) to be recorded, that the order of acquittal cannot at all be sustained in view of any of the above infirmities it can then—and then only—reappraise the [evidence](#) to arrive at its own conclusions.”

Ramesh Babulal Doshi v. State of Gujarat, (1996) 9 SCC 225

Tags: [CrPC S. 378](#)