

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CRIMINAL APPLICATION NO. 829 OF 2015
IN
CRIMINAL WRIT PETITION NO. 67 OF 2014**

MEENABAI MOHAN AHIR AND ANR.

V/S

THE STATE OF MAHARASHTRA AND ANR.

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Mr. R.B.Ade, Advocate for Applicants.

Mr. V.H.Dighe, A.P.P. for R – 1 State.

Mr. A.B.Girase, Advocate for R – 2.

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CORAM : V.M.DESHPANDE, J.

DATE : 16th FEBRUARY, 2015

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PER COURT :

1. This Court dismissed Criminal W.P. No. 67/2014 on 19/01/2015, since the learned counsel appearing for the petitioner remained absent continuously. In the present application, it has been stated that the learned counsel appearing for the applicants, due to his mistake could not mention the 'Advocate Code number' and, therefore, his name

was not appearing in the cause list. Mr. R.B.Ade, the learned counsel for the applicants submitted before this Court that due to his mistake, his clients have suffered.

2. Mr. A.B.Girase, the learned counsel for respondent No. 2 has no objection for restoration of said Criminal Writ Petition.

3. For the fault of an Advocate, his client should not suffer. Keeping this principle in mind, the present Criminal Application is allowed. Criminal Writ Petition No. 67 of 2014 is restored to the file.

4. The present Criminal Application is disposed of. Put up Criminal Writ Petition No. 67 of 2014 for admission on 24/02/2015.

[V.M.DESHPANDE, J.]