

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

**CRIMINAL APPLICATION NO. 5334 OF 2015
IN
CRIMINAL WRIT PETITION NO. 344 OF 2015**

Rajendra s/o Hukumchand Jadhav,
Age: 42 years, Occ: Labour,
R/o. Tanda Galli, Naichakur,
Tq. Omerga, Dist. Osmanabad.

...Applicant

versus

Sangita w/o Rajendra Jadhav,
Age: 42 years, Occ: Service,
R/o. Malwati, Tq. & Dist. Latur & ors

...Respondents

.....
Mr. S.M. Vibhute, Advocate for applicant
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CORAM : N.W. SAMBRE, J.

DATE : 4th APRIL, 2016

ORAL ORDER :

Learned Counsel for the applicant submits that in spite of service, none appears for the respondents.

2. This is an application for setting aside the order dismissing the Criminal Writ Petition No. 344 of 2013 in default passed by this Court on 21/09/2015.

3. For the reasons stated in the application, in my opinion, the case is made out for setting aside the order dated 21/09/2015

and ordered the restoration of said the criminal writ petition.

4. As such, the application is allowed in above terms.

Issue fresh notice to the respondents, returnable on 18/04/2016 in Criminal Writ Petition No. 344 of 2013.

[N.W. SAMBRE, J.]