

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPLICATION NO. 149 OF 2017
IN
WRIT PETITION NO. 403 OF 2017**

Dharamsen Soni	}	Applicant
versus		
The State of Maharashtra	}	
and Anr.	}	Respondent

Mr. Prashant Pandey for the applicant.

Mr. N. B. Patil-APP for respondent State.

**CORAM :- S. C. DHARMADHIKARI &
PRAKASH. D. NAIK, JJ.**

DATED :- APRIL 27, 2017

P.C. :-

1. The petition was dismissed for want of prosecution because of the absence of the petitioner's advocate. The result is that the ad-interim order also stood vacated. Now, an application for restoration has been filed. The petitioner's advocate is present and apologizes for the absence so also for not being able to comply with the order passed by this court earlier. It was stated that the order was not properly understood by the advocate and for which, the petitioner should not suffer. Accepting this cause as reasonable, we condone the delay in filing this application and

proceed to allow the application. It is made absolute in terms of prayer clause (a). The writ petition is restored to file and it shall appear on board on 28th June, 2017. The ad-interim order shall operate till 30th June, 2017. There would be no order as to costs.

(PRAKASH.D.NAIK, J.)

(S.C.DHARMADHIKARI, J.)