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

MISC. APPLICATION NO.624 OF 2017

IN

CRIMINAL APPLICATION NO.731 OF 2015

Sayeed Masood

... Applicant

vs.

Nilkanth Shelke & Anr.

... Respondents

Mr. Swapnil Ambure a/w Raghavendra Mehrotra i/b. Dinesh Tiwari & Associates
for the Applicant.

Ms. Rebecca Gonsalves for Respondent no.1.

Ms. V.S. Mhaisapurkar, APP, for the Respondent-State.

CORAM : A.K. MENON, J.

DATE : 20th JULY, 2017

P.C.

1. This is an application for setting aside order of dismissal dated 19th April, 2017. Perused the application. I am satisfied with the reasons set out in paragraph 5 of the application. The learned counsel appearing for respondent no.1 has no objection to the application being allowed. Accordingly I pass the following order:-
 - (i) Misc. Application no.624 of 2017 is made absolute in terms of prayer clause (a).
 - (ii) Advocate for respondent no.1 waives service of notice.
 - (iii) In the circumstances, list the application no.731 of 2015 as per CMIS.

(A. K. MENON, J.)