

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

**APPLICATION NO.796 OF 2016
IN
ANTICIPATORY BAIL APPLICATION NO.1453 OF 2015**

Mukesh (Sukhdev Sharma) Sharma **... Applicant**

V/s.

The State of Maharashtra & Anr. **... Respondents**

Mr. Pankaj Purway for the Applicant.

Mr. A.D. Kamkhedkar, APP for Respondent No.1 – State.

Ms Namita Shirke, i/by Charanjeet Chanderpal for Respondent No.2.

CORAM : A.S.GADKARI, J.

DATE : 9th JANUARY 2018

P.C.:

. This is an application for restoration of ABA/1453/2015 which was dismissed for default by an Order dated 18.04.2016.

2. There is a delay of four months in filing the present application. However, for the reasons stated in the application and in the interest of justice, I am inclined to condone the delay and allow the application subject to condition that the applicant shall pay the cost of Rs.5,000/- to

the High Court Legal Aid Committee. Payment of cost shall be the condition precedent for restoration of ABA/1453/2015.

3. In view thereof, the application is allowed in terms of prayer clause (b).

(A.S.GADKARI, J.)