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

**CRIMINAL APPLICATION NO. 912 OF 2017
IN
CRIMINAL APPLICATION NO. 138 OF 2015**

Ismail Rasul Mulla (Dead)
through Legal Heir Parvez Ismail Mulla

..Applicant

Vs

Shri Pravin Prakash Shetty & Anr.

..Respondents

Mr. S.B. Desai for applicant.
Mr. N.Y. Chavan for respondent No.1.
Mr.V.V. Gangurde, APP for State.

**CORAM : A.S.GADKARI, J.
DATE : 12th MARCH 2018.**

P.C.:

1] This is an application for restoration of Criminal Application No.138 of 2015 which was dismissed for non-prosecution by an Order dated 1.9.2017.

The learned Counsel for respondent No.1 opposed the application.

2] The present application is filed within the period of limitation. For the reasons stated in the application, the application is allowed in terms of prayer clause (a).

(A.S.GADKARI, J.)