

Anand

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

**CRIMINAL APPLICATION NO. 793 OF 2019
IN
CRIMINAL APPLICATION NO. 498 OF 2017**

Riyazali Rehmatali Sayyed .Applicant

Vs.

The State of Maharashtra & ors. .Respondents

Mr. Datta Mane i/b. Mr. Maruti Sarkar, Advocate, for the Applicant
Mrs. P. P. Shinde, APP, for the Respondent Nos. 1 & 2 – State

CORAM : REVATI MOHITE DERE, J.

DATE : 03.12.2019

P. C.

. Heard learned counsel for the parties.

2. By this Application, the Applicant seeks re-call of the order dated 23.04.2019 passed by this Court (Coram : A. S. Gadkari, J.), by which the aforesaid Application, being Cri. Appln. No. 498 of 2017 was dismissed for non-prosecution. None appeared for the Respondent Nos. 3 & 4 in the first session nor in the second session.

3. For the reasons set out in the Application, the Application is allowed and the order dated 23.04.2019 is re-called and Cri. Appln. No. 498 of 2017 is restored back to its original file. Delay, if any, stands condoned.

4. Accordingly, the Application is disposed of.
5. Cri. Appln. No. 498 of 2017 to be listed on **08.01.2020** under the caption “*For Admission*”.

(REVATI MOHITE DERE, J.)