

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 1270 OF 2018
(FOR RESTORATION)
IN
CRIMINAL APPLICATION NO. 247 OF 2017
WITH
CRIMINAL APPLICATION NO. 247 OF 2017**

Omkar Sunil Raut & Ors.	...Applicants
Versus	
The State of Maharashtra & Anr.	...Respondents

Mr. Rupesh Atul Zade for the Applicants

Mr. A. D. Kamkhedkar, A.P.P for the State/Respondent No. 1

**CORAM : B. P. DHARMADHIKARI &
REVATI MOHITE DERE, JJ.
FRIDAY, 4th JANUARY 2019**

P.C. :

1 Heard learned counsel for the applicants and the learned A.P.P. Prayer is to recall order dated 6th October 2018 and restore Criminal Application No. 247 of 2017 back to file.

2 Prayer for restoration is moved within time. The reason for non-appearance of advocate is supported by responsible affidavit and we have no ground to doubt it.

3 As such, we recall order dated 6th October 2018 and
restore Criminal Application No. 247 of 2017.

4 Criminal Application No. 1270 of 2018 is disposed of
accordingly.

ORDER ON CRIMINAL APPLICATION NO. 247 OF 2017:

1 Issue fresh notice to respondent No. 2, returnable on 23rd
March 2019. A.P.P waives notice for respondent No. 1.

2 Interim order granted by this Court on 23rd March 2017 to
continue, if charge-sheet is not already filed.

REVATI MOHITE DERE, J.

B. P. DHARMADHIKARI, J.