

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO. 5005 OF 2017**

Sachin Damodar Bagal	...Petitioner
Versus	
The State of Maharashtra & Anr.	...Respondents

None for the Petitioner

Dr. F. R. Shaikh, A.P.P for the Respondent No. 1-State

None for Respondent No. 2

**CORAM : B. P. DHARMADHIKARI &
REVATI MOHITE DERE, JJ.
TUESDAY, 8th JANUARY 2019**

P.C. :

- 1 Nobody for parties even on second call.

- 2 As nobody appeared, matter is called out again at 4:45 p.m., since as per order dated 12th July 2018, it was to be taken up at 4:30 p.m.

- 3 Counsel for the petitioner Mr. Saurabh Dilip Butala is present with petitioner and informs that on 11th April 2018, wife has already filed an affidavit giving no objection.

4 There is no appearance for respondent No. 2. This Court has, on 12th July 2018, already observed that matter would proceed further even in absence of respondent No. 2. Matter thereafter has been adjourned twice by this Court.

5 We have perused that affidavit. Marriage between petitioner and respondent No. 2 is already dissolved by decree of divorce.

6 In this situation, we make rule absolute in terms of prayer clause (a).

REVATI MOHITE DERE, J.

B. P. DHARMADHIKARI, J.