

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL APPLICATION (APPP) NOS.1458/2018 AND 1457/2018
IN
CRIMINAL APPLICATION NO.37/2010

Tata Finance Limited
 ..Vs..
 State of Maharashtra and others

 Office Notes, Office Memoranda of Coram,
 appearances, Court's orders of directions
 and Registrar's orders

Court's or Judge's orders

 Shri R.S. Khemka, Advocate for the applicant.

CORAM : Z.A. HAQ, J.

DATE : 28.1.2019.

Though the applications are opposed on behalf of the non-applicant No.2, accepting the explanation given in the applications, delay of four days in filing application praying for restoration of Criminal Application No.37/2010 is condoned, order passed by this Court on 19th July, 2018 dismissing the Criminal Application No.37/2010 in default is recalled and Criminal Application No.37/2010 is restored. Criminal applications are **allowed** accordingly.

Criminal Application No.37/2010

Shri R.M. Bhangde, Advocate for appears for the non-applicant No.2 and Ms. Shamsi Haider, A.P.P. appears for the non-applicant No.1.

Learned Advocate for the applicant states that the non-applicant No.3 could not be served inspite of all

possible efforts. He further states that the non-applicant No.3 is formal party, and only non-applicant No.2 is contesting party who had filed complaint against the applicant.

List this criminal application for further consideration / hearing on **13th February, 2019**.

The applicant shall send copy of this order to the non-applicant No.3 on the address shown in the complaint which was filed before the learned Magistrate, by registered post acknowledgment due and file affidavit of compliance on record of this application before the next date.

JUDGE

Tambaskar.