

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

INTERIM APPLICATION NO.2353 OF 2021
IN
WRIT PETITION NO.2269 OF 2004

Samir Shah & Ors. ... Applicants
Vs
The State of Maharashtra
& Anr. ... Respondents
...

Mr. Rohan Surve with Mr. Kunal Naik for the Applicant.
Ms. Sharmila Kaushik, APP for the Respondent-State.

CORAM : SANDEEP K. SHINDE J.
DATE : SEPTEMBER 29, 2021.

P.C. :

Heard.

2 Although the respondent no.2 is served and
caused his appearance through advocate, none appears for
the respondent no.2.

3 Heard learned counsel for the applicants.

4 This application seeks restoration of the Criminal

Writ Petition No.2269 of 2004, which was dismissed in default on 12th March, 2021. I have perused the application, which discloses 'Sufficient Cause' for not appearing before the Court on a date on which the petition was dismissed.

5 Thus, application is allowed. Delay caused in preferring application is condoned. Writ Petition No.2269 of 2004 is restored to the file.

6 In so far as the restoration of interim relief is concerned, let the petition be listed for this limited relief on 27th October, 2021.

7 Interim application, accordingly, stands disposed off.

(SANDEEP K. SHINDE, J.)