

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

**INTERIM APPLICATION NO.2252 OF 2021
IN
WRIT PETITION NO.2274 OF 2005**

Vasant S. Shetty and Ors. ... Applicants
Vs
Dilipbhai J. Patel and Ors. ... Respondents
...

Mr. V.M.Abhyankar for the Applicants.
Mr. Rohit Mahadik i/by M/s. Khandeparkar & Associates
for R.No.1.
Mr. A.R.Patil , APP for the Respondent-State.

CORAM : SANDEEP K. SHINDE J.
DATE : NOVEMBER 30, 2021.

P.C. :

Applicants seek to recall the order dated 15th
February, 2021 and restore the petition, which was
dismissed for non-prosecution.

2 Heard learned counsel for the parties.

3 The learned counsel for the respondents opposes restoration of the petition.

4 In view of the averments made in paragraphs 6 and 8, application deserves to be allowed by condoning the delay caused seeking restoration of the petition.

5 In the result, the order dated 15th February, 2021 is re-called and the Criminal Writ Petition No.2274 of 2005 is restored to the file including the order granting ad-interim relief therein.

6 List the petition for final disposal as per its turn.

7 Interim application is disposed off accordingly.

(SANDEEP K. SHINDE, J.)