

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

Criminal Application (APPA) No. 138/2021 in
Criminal Appeal No. 05/2011

Pintya @ Prashant Babarao Sawarkar
V/s

The State of Maharashtra, thr. PSO, Police Station, Wani.

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

Court's or Judge's orders.

Shri S.S.Deshpande, Advocate for applicant/appellant.
Shri I.J.Damle, APP for Non-applicant/State.

CORAM: N.B.SURYAWANSHI,J.

DATE: 26/02/2021.

This application is filed seeking recall of the order passed by this Court on 03.02.2021, whereby the appellant was asked to deposit costs of Rs. 5000/-, as he failed to collect the paper-book in spite of opportunities given to him.

Learned Advocate for the appellant states that earlier advocate representing the appellant did not collect the paper-book and also did not intimate the appellant about listing of the matter. He further states that the appellant is running grocery shop in Village Manki, Post Mohurli, Dist. Yavatmal and it is not possible for him to deposit the costs.

The reasons assigned in the application are not acceptable and they are not sufficient to

absolve the appellant from depositing the costs. The appellant has to obey the order of this Court and deposit the costs.

The Criminal Application is therefore, **disposed** of as rejected.

The appellant is granted 15 days' time to deposit the costs.

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At the oral request of learned Advocate for the appellant, theailable warrant issued against the appellant is stayed.

JUDGE