

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

**CRIMINAL APPLICATION NO. 277 OF 2019 (APPW)**  
**IN**  
**CRIMINAL WRIT PETITION NO. 439 OF 2019**

( Surendra Pundlik Gadling vs. State of Maharashtra )

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Office Notes, Office Memorandum of Coram,  
appearances, Court's orders of directions  
and Registrar's orders  
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Court's or Judge's orders

Mr. Nihalsingh Rathod, Advocate for applicant/petitioner.  
Ms. Shamsi Z. Haider, APP for sole respondent.

**CORAM : MANISH PITALE J.**

**DATED : 03/08/2021**

This is an application seeking amendment of the writ petition, in view of subsequent developments in the matter. It is contended on behalf of the applicant/petitioner that the manner in which charge-sheet was filed before the Court of Magistrate, the charge-sheet stands vitiated. In this backdrop, the applicant/petitioner intends to add paragraph **9A** to **9E** to the writ petition and to add prayer clause **B1**.

**2.** The respondent State has filed its reply, opposing the application for amendment. But, considering the fact that by way of an amendment, the applicant/petitioner intends to place on record certain subsequent developments and intends to argue in respect of the charge-sheet, no prejudice would be

caused to the respondent, if the application for amendment is allowed. The respondent State would be entitled to oppose the prayer sought to be added by way of amendment.

**3.** For the reasons stated in the application, the same is allowed. The amendment to be carried out within a period of one week from today.

**4.** List the writ petition for final disposal on **10<sup>th</sup> August, 2021.**

**JUDGE**