

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

938 CRIMINAL APPLICATION NO.134 of 2022 IN
CRIMINAL APPLICATION NO.2739 OF 2021

VINAYAK KESHAV KHATAL
VERSUS
VAIJNATH MALKARJUN APPA AND ANOTHER.

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Mr. S S Thombre advocate for applicant.
APP for Respondent : Mr. R D Sanap
Mr. Wasim Deshmukh advocate for respondents.

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WITH
CRIMINAL APPLN NO. 2739 OF 2021

VAIJNATH MALKARJUN APPA
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

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Advocate for Applicant : Mr. Wasim Deshmukh
APP for Respondent : Mr. R D Sanap
Advocate for Respondents : Mr. S S Thombre

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CORAM:SARANG V. KOTWAL & BHARAT P.DESHPANDE, JJ.
Dated : July 07, 2022

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PER COURT :-

1. Criminal application no.134 of 2022 is preferred by the complainant, who has filed the complaint before the District Deputy Registrar, Co-operative Societies, Parbhani pursuant to which the FIR is filed, which is the subject matter in Criminal Application no.2739 of 2021. Learned counsel for the applicant submits that,

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on the basis of the complaint, inquiry was conducted and pursuant to that inquiry, proceedings came to be initiated. Learned counsel submits that applicant is a necessary party.

2. Learned counsel for the applicant in criminal application no.2739 of 2021 does not have objection, if the applicant in Criminal Application No.134 of 2022 is allowed to intervene and heard. Therefore, criminal application no.134 of 2022 is allowed in terms of prayer clause 'B'. Criminal Application No.134 of 2022 is disposed off.

3. Learned counsel for the applicant in Criminal application no.2739 of 2021 is directed to add the intervenor as party respondent no.3. Amendment shall be carried out within a period of two weeks from today. After such amendment, issue notice to the added respondent no.3. Learned counsel appearing for the intervenor waives service of notice for respondent no.3. Criminal application no.2739 of 2021 is adjourned to 29.8.2022.

(BHARAT P. DESHPANDE, J.) (SARANG V. KOTWAL, J.)

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aaa/-