

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

APPLICATION FOR CANCELLATION OF BAIL NO.81 OF 2022

RAJIK YUNUS SHAIKH
VERSUS
AVEJ ILAS SAYYED AND ANOTHER

...
APP for Respondent/State : Ms. V.S. Choudhari
Advocate for Respondent No.1 : Mr. G.R. Syed
...

CORAM : S.G. MEHARE, J.
DATED : 03rd OCTOBER, 2022

PER COURT:-

1. Though the message was given to Advocate Ms. Sunita G. Sonawane, she did not appear before the Court till 04.11 pm. An application under Section 439(2) of the Criminal Procedure Code has been filed for cancellation of the anticipatory bail granted to respondent no.1 by the learned Additional Sessions Judge, Ahmednagar by order dated 13.05.2022 passed in Criminal (Bail) M.A. No.743 of 2022.

2. The case was adjourned on the last date as the counsel appearing for the applicant was on leave. On 13.09.2022, again the matter was adjourned on the request of learned counsel for the applicant. On 20.09.2022, due to paucity of time, the matter could not be heard and it was listed for today. The counsel appearing for the applicant has notice in advance that the matter is listed for today, but without any reason, she did not appear in the Court. The

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absence of learned counsel for the applicant shows that the applicant has no interest in prosecuting the application. Hence, the application stands dismissed for default.

(S.G. MEHARE, J.)

Mujaheed//