

VRJ

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

**INTERIM APPLICATION NO.3276 OF 2022
IN
CRIMINAL APPLICATION NO.819 OF 2022**

Suryaprakash Pushkarram Suroliya &
Ors.

... Intervenors

In the matter between

Mangalchand Nandlal Mishra

... Applicant

V/s.

State of Maharashtra

... Respondent

Mr. Abdul Wahab Shaikh i/by Mr. Mohammed Umar
Kazi for the intervenors.

Ms. Urvi Vora Parekh i/by Ms. Biswas Manjula A. for
the applicant.

Mr. A.R. Patil, APP for the respondent/State.

CORAM : AMIT BORKAR, J.

DATED : NOVEMBER 9, 2022

PC.:

- 1.** Interim application has been filed by the *accused*. The offence alleged against the applicant is under section 304(B) of Indian Penal Code, 1860. In that view of the matter, considering the scope of petition, i.e., rejection of application under section 311 of Criminal Procedure Code, the accused are necessary parties.
- 2.** The interim application is, therefore, allowed.

3. The applicant shall carry out necessary amendments within two (2) weeks from today and shall furnish copy of the application to the learned advocate for the accused.

4. List the criminal application on **23rd November 2022.**

(AMIT BORKAR, J.)

Note: This order is modified as per order dated 23rd November 2022 to show corrections in first line of paragraph 1. The correction is shown in italicize.