

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

**INTERIM APPLICATION NO.363 OF 2019
IN
CRIMINAL APPEAL NO.219 OF 2022**

Suresh Punnulal Jaiswal .. Applicant/Appellant
Versus
State of Maharashtra and Anr. .. Respondents

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Mr.Abhaykumar Apte, Advocate for the Applicant/Appellant.
Mr.Arfa Sait, APP for the Respondent No.1-State.
Mr.Avinash A. Kolhe, from Nalasopara Police Station, present.

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CORAM : PRAKASH D. NAIK, J.

DATED : MARCH 07, 2022.

P.C. :

Notice was issued to respondent no.2, vide order dated 25th February, 2022. The notice has been served upon respondent no.2/victim. Learned APP tenders report dated 6th March, 2022. The report is taken on record.

2 Learned APP submitted that while executing notice upon respondent no.2, it was informed to the concerned police station that the applicant/appellant has expired. Statement of son of the applicant/appellant has been recorded on 5th March, 2022, wherein it was stated that the applicant/appellant has expired on 20th October,

2021. Copy of death certificate has been submitted with the report along-with statement of applicant's/appellant's son. Both the reports are taken on record.

5 Hence, I pass the following order:

:: ORDER ::

- (i) Criminal Appeal No.219 of 2022, stands abated;
- (ii) Interim Application No.363 of 2019, stands disposed of accordingly.

(PRAKASH D. NAIK, J.)