



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

**CRIMINAL APPLICATION NO.4218 OF 2019
IN APEAL/1248/2019
WITH
APPLN/373/2020 IN APEAL/1141/2019
WITH
APPLN/3844/2023 IN APEAL/1141/2019
WITH
APEAL/1141/2019 WITH APEAL/1248/2019**

**SHAIKH TAYYAB SHAIKH BABULAL
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER**

...
Advocate for Applicants : Mr. Devang R. Deshmukh
Advocate for Applicant in APPLN/3844/2023 : Mr. S. J. Salunke
APP for Respondent – State : Mr. S. D. Ghayal
...

**CORAM : SMT. VIBHA KANKANWADI AND
ABHAY S. WAGHWASE, JJ.**

DATED : 07th NOVEMBER, 2023

PER COURT :

1. Learned Advocate Mr. Salunke for the applicant in Criminal Application No.3844 of 2023 seeks leave to delete paragraph no.4 from the application.
2. Amendment to be carried out immediately.
3. Applicant is original accused no.3, who has changed his Advocate and therefore, as per the new Advocate, he wants to file separate appeal. Criminal Appeal No.1141 of 2019, in which he is appellant no.2 is already admitted and therefore, in view of the

Rule 2 of Chapter XXXII of the Bombay High Court Appellate Side Rules, 1960, he is permitted to file separate appeal.

4. Criminal Application No.3844 of 2023 is accordingly disposed of.

5. Returnable date for the notice issued to respondent no.2 is extended till 14.12.2023.

(ABHAY S. WAGHWASE, J.)

(SMT. VIBHA KANKANWADI, J.)