

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL APPLICATION (APPW) NO. 16/2023
IN
CRIMINAL WRIT PETITION NO. 834 OF 2022

Smt. Rekha Ravi Ingle and another

.VS.

The State of Maharashtra and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions Court's or Judge's orders.
and Registrar's Orders. i

Mr. Sahil Mate, Advocate h/f Mr. Chaitanya Kulkarni, Advocate for the petitioners
Mr. A.R. Chutke, A.P.P. for respondent Nos.1 to 4/State

CORAM : G.A. SANAP, J.

DATE : JANUARY 25, 2023.

Heard the learned Advocate for the petitioners and
the learned Additional Public Prosecutor for the State.

2. This application has been made for amendment of
the prayer Clause. It is stated that by way of this amendment,
the petitioners would like to incorporate a prayer for a relief
of restoration of possession of the property.

3. The learned Additional Public Prosecutor submits
that this prayer is not necessary inasmuch as everything

would revolve around the issue of legality of the order passed by Sub Divisional Officer. The learned Additional Public Prosecutor on this ground has opposed the application.

4. It is seen that the petitioners have challenged the order passed by the Sub Divisional Officer. The prayer sought to be incorporated, in my view, would be for seeking a consequential relief depending upon the order of this Court on merits. Therefore, the application is allowed.

5. The amendment be carried out within a period of one week. The amended copy of the petition be furnished to the learned Additional Public Prosecutor.

6. Learned Additional Public Prosecutor may file the reply.

7. List the matter after two weeks for final disposal.

(G. A. SANAP, J.)

Jayashree..