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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 3 OF 2014

Mr. Amar Jaysinh Thacker .. Applicant

vs.

Mr. Anthony Selvan Michael and Ors. .. Respondents

Mr. Arya Sapre i/b. Joy Legal Consultants for Applicant

Mr. J.P. Yagnik, APP for State

**CORAM: A. S. GADKARI AND
SHYAM C. CHANDAK, JJ.**

DATE : 5th JANUARY, 2024

P.C.:-

1) This Application was taken up for final hearing on 11th December, 2023. At that time, learned counsel for the Applicant made a statement that, the Respondent No.1 has been duly served with the Rule notice. However, when the matter was taken up for dictating the judgment, it was noticed that, the Rule notice has not been served upon the Respondent No.1. Hence, subject to payment of cost of Rs.10,000/-, to be paid by the Applicant, an opportunity is granted to the Applicant to serve the Rule notice upon the Respondent No.1 and to argue the Application afresh.

The cost of Rs.10,000/- shall be paid within a period of two weeks from the date of uploading of this Order to the Advocates' Association of Western India Generation Next Fund bearing Account Number 000110110007807, Bank of India, Mumbai Main Branch, IFSC Code BKID0000001.

2) The Rule notice is made returnable on 16th February, 2024.

3) Learned Advocate for the Applicant is directed to comply with the service of the Rule notice upon the Respondent No.1 within a period of two weeks from the date of payment of cost, failing which the Application shall stand dismissed without further reference to the Court.

3.1) List the Application on 16th February, 2024 under the caption 'for compliance'.

(SHYAM C. CHANDAK,J.)

(A. S. GADKARI, J.)