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

CRIMINAL APPLICATION NO.379 OF 2023

VIJAY RAMDAS MHATRE

..APPLICANT

VS.

1. NILIMA VIJAY MHATRE

2. THE STATE OF MAHARASHTRA

..RESPONDENTS

Adv. Chandan Singh i/b. Adv. R. B. Mungekar for the
applicant.

Smt. S. D. Shinde, APP for the State.

CORAM : M. S. KARNIK, J.

DATE : FEBRUARY 27, 2024.

P.C. :

1. Considering the nature of the impugned order which is at page 29 of the paper-book, as the application made by the applicant before the trial Court was dismissed in default, liberty to the applicant to approach the trial Court for recalling the order dated 17.05.2019. If such an application is made for recalling the order dated 17.05.2019, the trial Court to consider the application on its own merits and in accordance with law.

2. It is made clear that I have not expressed any opinion on the contentions raised by either side. All contentions are kept open.

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3. The criminal application is disposed of.

(M. S. KARNIK, J.)