

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

INTERIM APPLICATION NO.4050 OF 2024

IN

CRIMINAL APPLICATION NO.1009 OF 2023

Vishvesh Vivek Pethkar & Ors.Applicants

In the Matter Between:

Vishvesh Vivek Pethkar & Ors.Applicants

Vs.

The State Of Maharashtra & Anr.Respondents

Ms. Sampada S. Patil h/for Mr. Abhishek Patil i/b Mr. Pratik Date, for Applicants.

Mr. Anand S. Shalgaonkar, APP for Respondent No.1-State.

**CORAM : SARANG V. KOTWAL AND
DR. NEELA GOKHALE, JJ.
DATE : 14th NOVEMBER 2024.**

P.C.:-

1) This is an application for restoration of Criminal Application No. 1009 of 2023, which was dismissed for non-prosecution vide order dated 19th September 2024.

2) Learned counsel for the Applicants submits that the

advocate on record is based in Pune and therefore, he could neither remain present nor could make an alternate arrangement for the Petitioner. His absence was not intentional and was on account of his ill health.

3) Considering his submissions and in the interest of justice, Criminal Application No.1009 of 2023 is restored to its file. The said Criminal Application be listed for Admission on 12th December 2024.

4) Application is disposed of.

(DR. NEELA GOKHALE, J.)

(SARANG V. KOTWAL, J.)

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