

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 47 OF 2024  
( For Leave to Appeal-Pvt.)

Suryanarayan Badrinarayanan Pandey ... Applicant  
Versus  
The State of Maharashtra and Anr. ... Respondents

.....  
Mr. Sushil Shukla i/b Ms. Janki Sampat, for the Applicant.

Ms. Anamika Malhotra, APP, for the Respondent-State.  
.....

CORAM : PRITHVIRAJ K. CHAVAN, J.

DATED : 14<sup>th</sup> JANUARY, 2025.

P.C.

Learned Counsel for the applicant has tendered postal acknowledgment as well as track consignment of the Postal Department indicating due service of the notice upon the respondent No.2-accused Vinay Kamlesh Tiwari on his address at Sarouna, Post-Jamalapur, Tahsil-Madiahu, District-Jaunpur, Uttar Pradesh.

2 Despite due service, none for respondent No.2-accused.

REKHA  
PRAKASH  
PATIL

Digitally signed by  
REKHA PRAKASH  
PATIL  
Date: 2025.01.16  
12:14:44 +0530

Rekha Patil

3 In order to give a fair opportunity to respondent No.2-accused, list on **28<sup>th</sup> January, 2025**, to decide the application under Section 378(4) of the Code of Criminal Procedure.

**[PRITHVIRAJ K. CHAVAN, J.]**