

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

**INTERIM APPLICATION NO.3417 OF 2024
IN
CRIMINAL APPLICATION NO.361 OF 2022**

Ajaz Gulzar Sirguroh & Ors. Applicants

versus

The State of Maharashtra & Anr. Respondents

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- Mr. A. S. Sayed, Advocate for Applicants.
- Mr. S. V. Gavand, APP for the State/Respondent.
- Mr. Kamran Shaikh, Advocate for Respondent No.2.

**CORAM : SARANG V. KOTWAL &
S. M. MODAK, JJ.**

DATE : 26th FEBRUARY, 2025

P.C. :

1. This application is for restoration of Criminal Application No.361 of 2022. It was dismissed for non-prosecution vide the order dated 09/08/2024. Learned counsel for the Applicants submitted and it is also stated in the application that he was under the impression that the circulation was granted for 08/08/2024. But the matter was listed on 09/08/2024. He missed the listing and therefore he could not

attend the matter when it was called resulting in the dismissal of the application. He submitted that it was non-intentional.

2. Considering these submissions and in the interest of justice, though the learned counsel for the Respondent No.2 vehemently opposed; the Criminal Application No.361 of 2022 is restored to its original files. It shall be listed on 03/04/2025.

3. The Interim Application is disposed of.

(S. M. MODAK, J.)

(SARANG V. KOTWAL, J.)