

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

***INTERIM APPLICATION NO.5330 OF 2024
IN
CRIMINAL APPLICATION NO.90 OF 2022***

Prajwal Prabhakar Kamble

.... Applicant

Versus

The State of Maharashtra and Anr.

.... Respondents

.....

Mr.Shailesh S. Kharat, Advocate for the Applicant.

Mr.J.P. Yagnik, APP for Respondent – State.

.....

***CORAM : Sarang V. Kotwal &
S.M. Modak, JJ.***

DATED : 04.03.2025

P.C. :

1 This Application is for restoration of Criminal Application No.90 of 2022, which was dismissed for non prosecution vide order dated 04.09.2024.

2 The learned counsel for the Applicant submitted that when the matter was called out on that date, he was on his legs before another Bench and at the last moment, he could not make any arrangements, and the matter remained unattended. Considering these submissions and in the interest of justice, the

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Application is allowed. Criminal Application No.90 of 2022, is restored to its file.

3 When that Application was dismissed for non-prosecution, nobody has appeared even for Respondent No.2.

4 The learned counsel pointed out that the original Application i.e. Criminal Application No.90 of 2022 was admitted *vide* order dated 05.04.2023, and interim relief was granted on that day. Hence, Criminal Application No.90 of 2022 shall be listed in due course for final hearing.

5 The interim relief granted while admitting this application is continued till final decision of Criminal Application No.90 of 2022.

6 Interim Application No.5330 of 2024 is disposed of.

(S.M. Modak, J.)

(Sarang V. Kotwal, J.)