

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3 OF 2025
(FOR LEAVE TO FILE APPEAL)

Indusind Media And Communication Ltd Applicant
Now Known As Hinduja Global Solutions
Limited

V/s.

M/s. Nrupoor Communication Pvt. Ltd. Respondents
And Ors.

NILAM
SANTOSH
KAMBLE

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Date: 2025.04.21
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Mr.Rajit Patil a/w Ms.Sayalee Rajpurkar i/b Kadam and
Company, for the Applicant.

Mr.S.H. Yadav, APP, for Respondent-State.

Mr.Devashish Wani, for Respondent Nos.1 and 2.

CORAM : SHIVKUMAR DIGE, J.

DATE : 8th APRIL 2025

P.C:-

. Heard learned counsel for the Applicant and learned
APP for the Respondent-State and learned counsel for
Respondent No.1 and 2.

2. Leave to correct the name of Respondent No.1. is
granted. Amendment to be carried out forthwith.

3. The learned counsel for the Applicant submit that, the Applicant had filed private complaint under Section 420 and relevant sections of Indian Penal Code ('IPC' for short) against Respondent No.2. The Applicant was pursuing the said complaint but learned Trial Court has dismissed the complaint for non-prosecution on 15th October 2024. On earlier date the Advocate for the Applicant was present, but this fact is not considered by the Trial court.

4. The learned counsel for Respondent No.2 submit that, Trial court has passed well reasoned order no interference is required in it and requested to reject the Application.

5. The learned APP submit that, appropriate order be passed.

6. It appears from roznamma on earlier date of the dismissal of the complaint the Applicant's Advocate was present, it shows that, the Applicant was pursuing the matter, but the learned Trial Court has not considered this fact.

7. In view of above, I pass following order.

ORDER

- (i) Application is allowed.
- (ii) The Complaint No.39/SW/2010 is restored to file of Additional Chief Metropolitan Magistrate, 22nd Court, Andheri, Mumbai.
- (iii) The Applicant to appear before the Trial Court on 22nd April at 11.00 a.m.

(SHIVKUMAR DIGE, J.)