

Salgaonkar

MANDIRA MILIND
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Date: 2025.11.27 10:49:47 +0530

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
INTERIM APPLICATION NO.4220 OF 2025
IN
WRIT PETITION NO.5991 OF 2024

Parimala H. Maneti & Ors. .. Petitioners
Versus
State of Maharashtra & Anr. .. Respondents

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Mr.Aditya R. Deshmukh for the Applicants/Petitioners.
Mrs.Sangeet Shinde, Addl.P.P. for the State/Respondent.

CORAM: BHARATI DANGRE &
SHYAM C. CHANDAK, JJ.
DATE : 26th NOVEMBER, 2025

...

P.C:-

1. On 16/06/2025, Criminal Writ Petition No.5991 of 2024 was dismissed for non prosecution.
2. Interim Application No.4220 of 2025 seek restoration of the writ petition, by condoning the delay of 116 days in filing the same.
3. Heard the learned counsel for the Applicant. Upon perusal of the Application, it is clearly discerned that on account of lapse on the part of the Advocate that the matter was not noted when it was listed, though he was diligently following the proceedings on the earlier date, and this resulted

in dismissal of proceedings. Learned counsel would also submit that in fact a mutual settlement is worked out between the parties and he may be permitted to place the same on record, which would result in quashing of the F.I.R., which is the relief sought in the Petition.

4. Considering the *bona fides* of the Applicants and finding that the delay is unintentional and the fact that the dismissal of the proceedings was on account of fault on the part of the counsel, for which the party cannot be made to suffer, we deem it appropriate to allow the Interim Application. Hence, the order.

:ORDER :

1. Interim Application is made absolute in terms of prayer clauses (a) and (b)
2. The Writ Petition is directed to be restored to its file and directed to be placed before us on **10th December, 2025** on the Supplementary Board.

(SHYAM C. CHANDAK, J.)

(BHARATI DANGRE, J.)