

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 4297 OF 2025
IN
WRIT PETITION NO. 32 OF 2023

Tejas Ajitlal Kashyap ...Applicant
Versus
Smt. Prakruti Ajitlal Kashyap and Anr. ...Respondents

Mr. Aditya Kathore i/b. Mr. Vijay Killedar, advocate for the
Applicant/Petitioner.
Mrs. Sharmila S. Kaushik, APP for the Respondent – State.

CORAM: MANJUSHA DESHPANDE, J.

DATED: 27th NOVEMBER 2025.

PC:-

1. This Interim Application is filed for restoration of the Criminal Writ Petition No.32 of 2023 to its original file. Writ Petition No. 32 of 2023 was listed before this Court on 12th August, 2025. On recording the fact that none appears for the petitioner and in order to give one more opportunity to the petitioner, the matter was listed on 13th August, 2025. Again on observing that even though chance was granted to cause appearance, but nobody has caused appearance, the matter was dismissed for non prosecution on 13th August, 2025. Hence, this application.

2. It is submitted that there is delay of 33 days in filing of the present application. The applicant has given reason/explanation for his non appearance in paragraph no.7 in the interim

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application. The absence of the learned counsel was not willful or deliberate, but occurred due to genuine oversight. The reason for the non appearance by the counsel is sufficiently explained, which appears to be genuine. Hence, in order to subserve the ends of justice, the Criminal Writ Petition No. 32 of 2023 is restored to its original file by recalling the order dated 13th August, 2025.

3. Interim Application stands disposed of accordingly.
4. The Writ Petition is restored to its original file.
5. As a result of restoration of the Writ Petition, the interim relief granted by order dated 5th May, 2025, shall stand restored.

(MANJUSHA DESHPANDE, J.)