IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

982 CRIMINAL APPLICATION NO. 4500 OF 2026
IN CRIMINAL REVISION APPLICATION NO. 230 OF 2022

Vinayak Nanuram Patil
VERSUS
The State Of Maharashtra
.....
Mr. D. A. Madake, Advocate for Applicant
Mr. D. J. Patil, APP for the Respondent - State
.....

CORAM : HITEN S. VENEGAVKAR, J.

DATED : 27.10.2026

PER COURT :

1. Heard the learned Advocate for the Applicant.

2. The present application is filed in pending Criminal Revision Application No. 230 of 2022 seeking recall of the order dated 29.09.2026, whereby this Court was constrained to issue a Non-Bailable Warrant (NBW) against the present Applicant, as the Advocate appearing for the Applicant had remained absent on successive occasions when the matter was called out. By an earlier order dated 10.09.2026, this Court had specifically observed that, if none appeared on behalf of the Applicant on the next date, an NBW would be issued against him. Despite the said order, neither the Applicant nor his Advocate remained present on 29.09.2026.

3. The learned Advocate now appearing for the Applicant submits that the Advocate who had earlier represented the

Applicant had discontinued his practice owing to old age. It is submitted that, for the same reason, the listing of the matter was not properly noted and, consequently, the matter remained unattended on a few occasions. He further submits that the Applicant is personally present before this Court and is ready to furnish an undertaking that Criminal Revision Application No. 230 of 2022 shall be diligently prosecuted hereafter. It is also submitted that the Vakalatnama of the earlier Advocate has been discharged and that he has now been instructed to appear and prosecute the Criminal Revision Application.

4. Taking into consideration the reasons stated above and the submissions advanced by the learned Advocate for the Applicant, I am of the opinion that the application deserves to be allowed. Accordingly, the order issuing the Non-Bailable Warrant is recalled, subject to the condition that the Applicant as well as his Advocate shall remain present and attend the proceedings in Criminal Revision Application No. 230 of 2022 on each and every date of hearing hereafter, unless exempted by an order of the Court. The order dated 29.09.2026 stands recalled. Application is disposed of accordingly.

5. Criminal Revision Application No. 230 of 2022 be listed on **26th November, 2026**.

(HITEN S. VENEGAVKAR, J.)

Sameer/Oct-2026