

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

**INTERIM APPLICATION NO. 4399 OF 2024
IN
CRIMINAL APPEAL NO. 988 OF 2024**

Mukesh Mohan Sharma Applicant

In the matter between :-

M/s. Kuber Planters Ltd. and anr. Appellants

v/s.

The State of Maharashtra and anr. Respondents

Mr. Sanjeev Kadam, Sr. Advocate a/w. Mr. M.B. Shirsat, Mr. Prashant Jadhav, Adv. Swati Pandey for the Applicant in IA/4399/2024.

Mr. Subodh Desai, Sr. Advocate a/w. Mr. Rahul Sinha, Mr. Soham Bhalerao i/b. DSK Legal for the Applicant in IA/5020/2024 and for the Appellant in APEAL/25/2026.

Mr. Akhilesh Dubey a/w. Mr. Varad Dubey and Mr. Shivam Mishra i/b. Law Counsellors for the Appellant in APEAL/988/2024, APEAL/11/2025, APEAL/12/2025 and APEAL/13/2025 and for Respondent Nos.3 and 4 in APEAL/25/2026.

Mr. Chaitanya Pendse a/w. Mr. M.B. Shirsat, Mr. Prashant Jadhav and Adv. Swati Pandey for the Appellant in APEAL/5/2025, APEAL/6/2025 and APEAL/10/2025.

Mr. Ajay Patil, APP for the Respondent – State.

Ms. Sheetal Kadam, API, EOW, MPID, Mumbai, present.

Mr. Shivnanda Langdapure, RDC/CA, Collector Office, Mumbai City, present.

Mr. Dhanavade, ACP (retired), IO, present.

**CORAM: A.S. GADKARI AND
SHYAM C. CHANDAK, JJ.**

DATED : 10th FEBRUARY, 2026.

P. C. :-

1) Record indicates that, before passing of the impugned Order dated 13th March 2019, the learned Special Judge had granted an

opportunity of being heard to the Applicant (accused no.11).

2) In view thereof, we find that the Applicant – Mukesh Mohan Sharma is a necessary party to the present Appeal.

3) Application is accordingly allowed in terms of prayer clause (a).

4) The Appellants are directed to implead the Applicant – Mukesh Mohan Sharma as Respondent No.3. Necessary amendment be carried out within a period of two weeks from today and the duly amended copy of the Appeal memo be served upon the learned Advocates for the Respondents within same stipulated period.

(SHYAM C. CHANDAK, J.)

(A.S. GADKARI, J.)