



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

**CR. APPLICATION IN REVISION NO. 51 OF 2019
IN
CR. APPLICATION IN REVISION 426 OF 2016**

Gotiram Gauru Patil

....APPLICANT

V/S

He State Of Maharashtra

....RESPONDENT

None for Applicant

Mr. H. J. Dedhia, APP for Respondent-State

CORAM : S. M. MODAK, J.

DATED : 8TH JANUARY, 2024

P.C.:

1. No one is present when the matter is called out. This Court as per order dated 5th September, 2018 was pleased to dismiss the Criminal Application No. 426 of 2016 for want of prosecution. This Application is for recalling the order and restoration of the Application.
2. The Criminal Application No. 426 of 2016 is filed for condonation of delay of 191 days in filing of Criminal Revision Application in which order dated 13th October, 2015 thereby setting aside the conviction is challenged. The conviction is for the offences punishable u/s. 323, 147, 148 r/w 149 of IPC was set aside by the Appellate Court. The Revision Application is filed by the Complainant.
3. In fact, after the dismissal of the earlier Misc. Application, the

Complainant ought to have been vigil in prosecuting the present Application. But no one is present.

4. One more opportunity be given to him. If no one will appear on the next date, the Court will be compelled to dismiss this Application for not prosecuting.

5. Stand over to **05th February, 2024 (FOB)**.

(S. M. MODAK, J.)