

MHCC020026572022



IN THE SPECIAL COURT OF M. P I. D. FOR GREATER BOMBAY AT
BOMBAY
(Presided Over by ABHIJEET A. NANDGAONKAR)

MISC APPLICATION NO. 286 OF 2022
IN
M. P I. D. CASE NO. 07 OF 2016
IN
C.R. NO. 83/2015

Mr. Yatin Hanumantrao Palkar ...Applicant

Versus

THE STATE OF MAHARASHTRA ...Respondents
(EOW) and Other

Coram : HHJ Abhijeet A. Nandgaonkar
(Court No. 20)
Date: 03.06.2024

Appearance:

Ld. Adv. Ms. Sartaj Pathan for the Applicant.

Ld. SPP Mr. Kekane @ APP Ms. Chaitrali Panshikar for
Respondents/State.

ORDER

(Dictated and pronounced in open court)

By way of this application applicant prayed for
extension of time to carry out amendment as per order dated
03.04.2024 passed below Exhibit-3.

2. The applicant submitted that, the applicant has referred application to release the property mentioned in the application in which SEBI was required to be added as Respondent No.3. Said application at Exh.3 came to be allowed by this Court on 03.04.2024 with direction to carry out the amendment within 14 days. However the applicant was in some personal difficulty due to which amendment was not carried out within time. Hence applicant prayed for extension of two weeks to carry out the said amendment in the interest of justice and permission be granted to make the amendment.

3. Say of Ld. APP was called. Ld. APP overleaf the application filed their say that SEBI being necessary party has been permitted to add as Respondent No.3. Hence, necessary order be passed.

4. Heard both sides. Perused the application and reply.

5. Considering the submission, due to personal difficulty of the applicant amendment remain to be carried out as per the order dated 03.04.2024 thereby the applicant was permitted to add SEBI as Respondent No.3 being necessary party.

6. Considering the nature of application wherein applicant is prayed for release of the property from attachment SEBI is necessary party. Hence, as per direction dated 03.04.2024 if amendment is carried out by condoning the delay will suffice the purpose. Hence applicant is permitted to carry out the amendment by extension of time on or before 11.06.2024 without fail. In the circumstance, no order as to costs. Hence I proceed to pass following order.

ORDER

1. Application Exh.5 for Extension of time to carry out amendment as per order dated 03.04.2024 is Allowed.
2. Applicant to carry out the amendment on or before 11.06.2024.
3. No order to costs.
4. Accordingly, Application Exh.5 in Miscellaneous Application 286 of 2022 in Spl Case No.07/2016 stand disposed off.

Date: 03.06.2024

**(Abhijeet A. Nandgaonkar)
Additional Sessions Judge
City Civil & Sessions Court, Gr. Bombay.
C.R.NO.20**

Dictated on : 03/06/2024
Transcribed on : 03/06/2024
Signed on : 03/06/2024

O-Exh.5

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Date: 03.06.2024

"CERTIFIED TO BE TRUE AND CORRECT COPY OF THE ORIGINAL
SIGNED JUDGMENT/ORDER"

DATE : 03.06.2024

Mrs. A. L. Savkhedkar
(TYPIST)

UPLOAD DATE

NAME OF STENOGRAPHER

Name of the Judge (with Court no.) : SHRI A. A. Nandgaonkar
C.R No.20

Date of pronouncement of : 03.06.2024
Judgment/order

Judgment/order signed by the P.O. on : 03.06.2024

Judgment/order uploaded on : 03.06.2024