

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

Criminal Appeal No.887 of 2006

The State of Maharashtra	..Appellant
v/s.	
Sunil Kumar Bendwal & ors.	..Respondents

Dr. F.R. Shaikh – APP for the State/Appellant.
None for the Respondents.

**CORAM:- A.M.KHANWILKAR &
A.P. BHANGALE, JJ**

DATED :- NOVEMBER 22, 2010.

P.C.

Sufficient opportunity has been given to the Appellant to serve the unserved Respondents 1, 2, 4 and 7. Once again Learned APP prays for time to take necessary steps. By way of indulgence and as last opportunity as requested by Learned APP, we give twelve weeks further time to the Appellant to serve the unserved Respondents and file affidavit of service within such time failing which Appeal as against the unserved Respondents shall be treated as dismissed for non-prosecution without further reference to the Court.

2. It will be open to the Appellant to serve the unserved Respondents additionally by Advocate's notice either personally and/or by speed post/email/fax and file affidavit of service within such time.

3. In the event, the Appeal is dismissed as against the unserved Respondents due to default of the concerned officials in serving the said Respondents or filing of affidavit of service, we hope and trust that Secretary, Home Department will take appropriate action against the erring officials in accordance with law.

4. Copy of the order be forwarded to the Secretary, Home Department for information and necessary action.

(A.P.BHANGALE, J)

(A.M.KHANWILKAR, J)