

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 3965 OF 2025  
(SERIAL NO. 916)

Gunwant Nanji Khirani

...Petitioner

Vs.

Meena Atul Joshi and Anr.

...Respondents

ALONGWITH  
CRIMINAL WRIT PETITION NO. 3970 OF 2025  
(SERIAL NO. 917)

Yash Enterprise Through  
Mr. Jitendra Premji Salva

...Petitioner

Vs.

Meena Atul Joshi  
and Anr.

...Respondents

ALONGWITH  
CRIMINAL WRIT PETITION NO. 4120 OF 2025  
(SERIAL NO. 918)

Jitendra Permji Savla

...Petitioner

Vs.

The State of Maharashtra and Anr.

...Respondents

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|---------------------------------------------------|------------------------------|
| Mr. Dharmesh S. Joshi<br>a/w Ms. Supriya Harugade | Advocate for the Petitioners |
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|----------------------------------------------|-------------------------------------------------|
| a/w Ms. Gulnar S. Khan<br>a/w Mr. Imran Khan |                                                 |
| Mr. Kunal D. Ambulkar                        | Advocate for the Respondent                     |
| Mr. N. B. Patil                              | APP for the Respondent-State in WP 3965 of 2025 |
| Ms. G. S. Rao                                | APP for the Respondent-State in WP 3970 of 2025 |
| Ms. S. E. Phad                               | APP for the Respondent-State in WP 4120 of 2025 |

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CORAM : S. M. MODAK, J.

DATE : 01<sup>st</sup> AUGUST 2025**P. C. :-**

1. Heard learned Advocate for the Petitioners-accused. When they sought permission to cross-examine the Complainant, the learned Judge has rejected as per order dated 02.07.2025. The learned Judge has referred to the observations in case of **Somnath Sharad Mandrekar Vs. Ms. Patricia Reiter** in Criminal Writ Petition No. 90 of 2023, decided on 28.02.2023. The submission is there are observations of the Hon'ble Supreme Court on this aspect in case of **Mandavi Co-operative Bank Ltds. Vs. Nimesh B. Thakore**<sup>1</sup> and in case of **Indian**

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1 (2010) 3 SCC 83

**Bank Association and Others Vs. Union of India and Others<sup>2</sup>.**

2. The issue canvassed requires some consideration. The date before the trial court is on 13.08.2025. So let further proceeding before the trial Court be stayed till the next date.

3. Issue notice to the Respondent-Complainant returnable on 22.08.2025.

4. Additionally, private notice is allowed and service affidavit be filed before the next date.

5. Stand over to 22<sup>nd</sup> August 2025 at 3.00 p.m.

[S. M. MODAK, J.]

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<sup>2</sup> (2014) 5 SCC 590