

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

INTERIM APPLICATION (ST) NO. 363 OF 2026
IN
WRIT PETITION NO. 3897 OF 2014
WITH
INTERIM APPLICATION (ST) NO. 364 OF 2026
IN
WRIT PETITION NO. 3897 OF 2014

Rajshree Raman Patil ...Applicant
Versus
Police Inspector ...Respondent

Mr. Abhay Thorat, for the Applicant.
Ms. P. N. Dabholkar, APP for the Respondent – State.
Mr. Irfan Shaikh, Sachin Chandan, for the Respondent.

CORAM: ASHWIN D. BHOBE, J.

DATED: 29th JANUARY, 2026.

PC:-

1. By the present Application, the Applicant is seeking condonation of delay of 750 days in filing the Application for restoration of the Writ Petition No. 3897 of 2014.
2. On 16th January, 2026, the following order was made:

1. *Heard Mr. Abhay D. Thorat, learned Advocate for the Applicant.*

2. *By the present Application, Applicant is seeking condonation of delay in filing the Application seeking restoration of the Writ Petition, which was dismissed for non-prosecution on 4th December, 2023.*

3. *Mr. Abhay D. Thorat, Advocate for Applicant submits that his absence on 4 December, 2023 was due to his personal difficulty. He submits that on account of a mistake committed by the lawyer, the party should not suffer. He submits that the Respondents have been notified by way of an email dated 14 January, 2026.*

4. *Neither the Respondent No. 2 nor any Advocate on behalf of the Respondent No. 2 is present in Court.*

Application for restoration has been filed almost after 5. 753 days, hence issue notice to the Respondents.

6. *Mr. Abhay D. Thorat states that there is urgency in the matter and therefore requests for early date. He seeks listing of this Application on 29th January, 2026. He assures the Court that the notice would be served on Respondent No.2 on or before the next date of hearing. He prays for humdast. At his request humdast granted.*

7. List the matter on 29th January, 2026.

3. Respondent No. 2 (Hukumchand Dattatrey Patil) is present in Court along with Mr. Irfan Shaikh, learned Advocate for Respondent No. 2

4. Mr. Irfan Shaikh, on instructions from the Respondent No. 2 who is present in Court, states that he has no objection for condonation of the delay and restoration of the Writ Petition No. 3897 of 2014, subject to the Applicant compensating the Respondent No. 2 by cost.

5. Mr. Abhay D. Thorat, learned Advocate for the Applicant submits that the Applicant shall pay an amount of Rs. 15,000/- to reduce the prejudice caused to the Respondent No. 2.

6. Mr. Irfan Shaikh, learned Advocate for the Respondent on instructions from the Respondent No. 2 fairly states that the said amount is acceptable. He states that the delay be condoned and writ petition be restored upon payment of cost.

7. Mr. Thorat states that the amount of cost of Rs. 15,000/- would be paid on or before 31st January, 2026. Subject to payment of the said cost

and receipt being tendered before this Court, the delay stands condoned and the Order dated 4th December, 2023 is recalled.

8. Writ Petition No. 3897 of 2014 is restored on file.

Order in Writ Petition No. 3897 of 2014:

In the event the Petitioner pays the cost and produces the receipt before the Registry, then list this petition on 9th February, 2026 under the caption 'Prioritised Cases.'

(ASHWIN D. BHOBE, J.)