

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

WRIT PETITION NO. 3868 OF 2024

Israr Ahmed Ibrahim Shaikh & Ors. ... Petitioners
Versus
The State of Maharashtra & Anr. ... Respondents

Mr. M. A. Khan a/w Mr. H. I. Sirguroh and Mr. Gaurav Pathak, for the
Petitioners.

Ms Shaba N. Khan, for Respondent No. 2.

Ms Sangita Phad, APP, for the Respondent No. 1-State.

CORAM : MANJUSHA DESHPANDE, J.

DATE : 20th NOVEMBER 2025

PC. :

. The second D.V. complaint filed by the Respondent is the subject matter of challenge in the present Writ Petition. By order dated 12th September, 2024, this Court observed that an arguable case is made out, and in view thereof, the D.V. proceedings have been stayed by this Court.

2. When the matter was being argued today, I perused the order passed in the previous proceedings dated 25th September, 2021, before the Lok Adalat by the learned Jt. C.J.J.D & J.M.F.C., Thane (below Exhibit-1), which reads thus:

“Matter is amicably settled between the parties before Lok Adalat. Today, applicant is present through Whats app. No purpose would be served to keep this case pending. In such, case is disposed off.”

Rushikesh

3. The order appears to have been passed on the basis of the presence of the applicant through WhatsApp, however, there is no order that specifically states the applicant, who was present through WhatsApp, has been identified by the Lok Adalat before passing such an order.

4. The learned counsel for the Petitioner to place on record the proceedings before the Lok Adalat and also apprise this Court about the procedure adopted in the Lok Adalat, when the party is present through VC.

5. List the matter 18th December 2025.

6. Interim order granted earlier to continue till the next date.

(MANJUSHA DESHPANDE, J.)