

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION  
CRIMINAL APPLICATION NO. 1244 OF 2018  
WITH  
INTERIM APPLICATION NO. 37 OF 2023  
IN  
CRIMINAL APPLICATION NO. 1244 OF 2018**

Rattan Power Presses Pvt. Ltd. and others ... Applicants

vs.

The State of Maharashtra and others ... Respondents

Mr. Yogesh Devnani (through video-conferencing) a/w. Mr. Chirag Hathiramani, i/b. Mr. Rishi Kapoor for applicants.

Ms. Sharmila S. Kaushik, APP for respondent No.1-State.

Mr. Ganesh Misal a/w. Mr. Rohit Chavan, i/b. Mr. Vishal Kale for respondent No.2.

Mr. Ashok Shirke, PSI, Nigdi Police Station, Pimpri-Chinchwad.

**CORAM : MANISH PITALE &  
MANJUSHA DESHPANDE, JJ**

**DATE : 17<sup>th</sup> DECEMBER, 2025**

**P.C. :**

. After having heard the learned counsel for the applicants, the learned APP and the learned counsel appearing for respondent No.2 (first informant), for some time, we find that an opportunity can be granted to respondent No.2 to file reply affidavit in this application.

2. During the course of arguments, the learned counsel for respondent No.2 pointed out that all the relevant documents, including e-mail communications, have not been placed on record by the applicants and they have been placed on record selectively, to mislead this Court.

3. *Prima facie*, we also find that even according to the applicants, a huge amount of about ₹ 1.33 crores was received by the applicants and in the facts of the present case, it is an admitted position that the 800 ton machine, for which the payment was made, was eventually not supplied by the applicants.
4. This application would require further hearing, after respondent No.2 files his affidavit.
5. Respondent No.2 is granted time of three weeks to file reply affidavit. Rejoinder affidavit, if any, be filed within two weeks thereafter.
6. List for further consideration on 27.01.2026, High on Board.
7. Interim order to continue till the next date of listing.

**(MANJUSHA DESHPANDE, J.)**

**(MANISH PITALE, J.)**