

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1210 OF 2024

Sudhir Vasant Karnataki. ... Appellant.

V/s.

The State of Maharashtra & Ors. ... Respondents.

Mr. Suresh Sabrad a/w. Mr. Prashant Relekar a/w Mr. Saakshat Relekar a/w. Ms. Ishwari and Mr. Pratik Sabrad i/b. Mr. Parth P. Shah, Advocate for Appellant.

Mr. Vinod S. Chate, APP for Respondent/State.

Mr. Milind Thoka i/b. Mr. Nitin Bhavar, Advocate for Complainant/Intervenor.

API Prashant Kumbhar, Samarth Police Station, Pune City.

CORAM : RAVINDRA V. GHUGE AND

ASHWIN D. BHOBE, JJ.

DATE : 3rd OCTOBER, 2025

P.C. :

1. Today, the learned Advocate Shri Bhavar representing the Complainant/Informant, submits that a Criminal Application for seeking intervention, has been filed. The same is not circulated today. The same would be circulated. This Court should hear the Applicant on intervention before proceeding with the matter.

2. The learned Advocate Shri Bhavar further submits that the trial Court has split the trial between 8 Accused and the Petitioner Sudhir Vasant Karnataki. The Applicant seeking intervention today, is the Original Informant, who is contemplating moving an Application before the Trial Court for recalling of the order dated 5.12.2024, by which the Trial was split.

3. Considering the above, and the request of the Applicant-Original Informant that he should be heard on his intervention application and if the application is allowed, he should be permitted to file his affidavit in reply and contest the Criminal Appeal, that we are listing the Criminal Application on **7th November, 2025** in the “Urgent Orders” category. A copy of the Application should be served by the learned Advocate Shri Bhavar on Shri Sabrad, learned Advocate for the Appellant and the learned APP, within 7 days from today. Let the reply to the Intervention Application be filed on or before 17th October, 2025.

4. We are informed by the learned APP that since the trial has been split, the Trial Court has not framed any charge against the present Appellant Sudhir Vasant Karnataki and the charge has already been framed against the remaining 8 Accused on 5.12.2024. Till today, the

charge is not framed against the Appellant before this Court, Sudhir Vasant Karnataki.

5. Considering the peculiar facts as recorded above and the request of the first informant that his Interim Application be heard first and decided and if allowed, he be permitted to file an affidavit in reply and contest the Appeal and keeping in view that 10 months have passed since the charge is not framed on Sudhir Vasant Karnatake, that we direct the Trial Court not to frame charge against Mr. Sudhir Vasant Karnataki until 7th November, 2025.

6 The Informant requests that the Trial Court be directed to decide the proposed Application seeking recall of the order dated 05.12.2024. If the Informant desires to file an Application for seeking recall of the order dated 5.12.2024 by which the trial was split, all stakeholders are at liberty to file their replies to the said Application in order to enable the Trial Court to deal with the same on it's own merits.

(ASHWIN D. BHOBE, J.)

(RAVINDRA V. GHUGE, J.)