

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

CRIMINAL WRIT PETITION NO. 5548 OF 2024

Murgan Chinayya Devar
@ C. S. Murugan Shellaiah
Amalakaran

...Petitioner

Vs.

The State of Maharashtra and Anr.

...Respondents

None for the Petitioner	
Later on Ms. Asha Nair	Advocate for the Petitioner
Ms. S. E. Phad	APP for the Respondent-State
Adv. Priyanka R. Singh h/f Adv. Jitendra M. Pathade	Advocate for the Respondent Nos. 2 and 3

CORAM : S. M. MODAK, J.

DATE : 01st AUGUST 2025

P. C. :-

1. Mentioned out of turn.
2. Heard learned Advocate for the Petitioner-accused. There is challenge to the order dated 05.11.024 thereby bringing on record the legal representatives of the Complainant. Yet the amendment is not carried out. Today I can't grant interim relief for the reason that the

copies are not supplied to the office for the purpose of issuance of the notice to the Respondent No. 2. Though the learned Advocate contends that they were already supplied, but she is not possessing the acknowledgment.

3. Let copies be supplied to the office within one week and thereafter, notice be issued to the Respondent No. 2 returnable on 08th September 2025. Additionally, fresh private notice is allowed and service affidavit be filed before the next date.

4. It is submitted that if amendment is allowed, the Court will start recording of the evidence. It is made clear that even if the amendment is carried out, it will be set aside if the Petitioner succeeds in this petition.

5. At this stage, learned Advocate Ms. Singh appeared for the Respondent Nos. 2 and 3 and expressed desire to file vakalatnama. However, she was not served with the copy of the petition. Unwillingly, learned Advocate for the Petitioner submitted that she will again serve the copy. Let that copy be served. Vakalatnama be filed earlier to the next date. The Respondent Nos. 2 and 3 are permitted to file affidavit-in-reply, if they desire.

6. In view of that now there is no need to issue notice.
7. Stand over to **22nd August 2025.**

[S. M. MODAK, J.]