

Shailaja

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE JURISDICTION
CRIMINAL APPLICATION NO.194 OF 2018**

Bhimashankar Gurusiddhappa Dhanali] Applicant
Vs.
Madhav Ramchandra Ankam] Respondent

None for the Applicant.

Mr. Ajit V. Alange, for Respondent No.1.

Mr. Amit Palkar, A.P.P, for State.
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CORAM : PRITHVIRAJ K. CHAVAN, J.

DATE : 20TH DECEMBER, 2019.

P.C:

None for the appellant.

2. Learned Counsel for respondent has drawn my attention to an order passed by this Court on 2nd April, 2018 in Criminal Application No.529 of 2016 by which a delay of 500 days was condoned subject to costs of Rs.2000/- to be paid to the High Court Legal Aid Committee within three weeks from the date of the order.

3. It seems from the remark on the daily board that the applicant has not complied with the said directions till date. Consequently, Criminal Application No.529 of 2016 stands rejected and Criminal Application No.194 of 2018 also stands rejected.

[PRITHVIRAJ K. CHAVAN, J.]

LATER ON:

1. After dictating the aforesaid order, it is brought to my notice that the applicant had already deposited costs of Rs.2000/- with the Registry on 20th April, 2018, in pursuant to which the Registry had issued receipt to the applicant. The photo state copy of the receipt is also annexed with the record along with letter head of one Mr. Amarnath Bodul on his letter head dated 20th April, 2018.

2. It seems that the concerned Department/Clerk, without ascertaining the said fact, remarked over the daily board that the order of this Court dated 2nd April, 2018 in Criminal Application No.529 of 2016 has not been complied with. Prima facie, there seems to be negligence and lethargy on the part of the concerned

clerk. Registrar General is directed to take necessary steps in that regard.

3. Needless to say that the order dictated earlier is recalled.

4. S.O to 14th January, 2020.

[PRITHVIRAJ K. CHAVAN, J.]