

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

WRIT PETITION NO.5288 OF 2021

Mr. Ashok Govindlal Vyas and Ors. ...Petitioners
Versus
State of Maharashtra and Anr. ...Respondents

Mr. Kedar J. Patil, for the Petitioners.
Mr. K.V. Saste, APP, for the Respondent–State.

**CORAM : REVATI MOHITE DERE &
MADHAV J. JAMDAR, JJ.
DATED : 8th SEPTEMBER 2022**

P.C. :

1. Vide order dated 21st April 2022, notice was issued to the Respondents making it returnable after 10 weeks. Learned APP had waived notice on behalf of Respondent No.1 – State. As far as Respondent No.2 is concerned, office noting shows that the said Respondent No.2 has been duly served. Despite service, none appears for the said Respondent. Hence, issue fresh notice to the Respondent No.2 returnable on **20th October 2022.**

2. In addition to Court notice, the learned counsel for the Petitioners to serve Respondent No.2, by private notice and file an affidavit of service before the next date.

3. Having heard the learned counsel for the Petitioners, the question that arises for consideration in the aforesaid Petition is whether an offence under section 306 and other sections of Indian Penal Code are made out as against the Petitioners. In the meantime, till the next date, proceedings before the trial Court is stayed.

4. Stand over to 20th October 2022.

MADHAV J. JAMDAR, J.

REVATI MOHITE DERE, J.