

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

CR. WRIT PETITION NO. 2469 OF 2025

Anil Devichand Oswal

.....Petitioner

VERSUS

The State Of Maharashtra And Anr.

.....Respondents

Mr. Umesh Pawar a/w Mr. Shivprasad Gaikwad, for Petitioner.

Ms. S. N. Deshmukh, APP, for the Respondent-State.

Ms. Ahilya T. Nalawade, for Respondent No.2.

PSI, Mr. Mahesh R. Patil, Juna Rajwada Police Station, present.

CORAM : RANJITSINHA RAJA BHONSALE, J.

DATE : 6th MARCH, 2026.

P.C.

1. When the matter was called out in morning session, a request was made by learned Advocate Ms. Ahilya T. Nalawade seeking discharge from the matter on the ground that her appointment was made on same day when the notice was issued.

2. Record indicates that the Respondent No.2 has been duly served. Today, when the matter was called out, the Respondent No.2, though present in Court, did not inform the Court about his presence.

3. The Respondent No.2 has been served and is present in Court. It appears that for obvious reasons, the Respondent No.2 has

failed to enter his appearance and is merely watching the Court proceedings. Surprisingly, the learned APP also does not have instructions in this regard from the Investigating Officer Mr. Mahesh Raghunath Patil. The Investigating Officer, though aware that the complainant is present in the Court, for reasons best known to him, did not inform the learned APP of the same.

4. The Respondent No.2, who is personally present in Court, undertakes that he will engage an Advocate on or before 11th March, 2026.

5. The Petitioner has handed over a copy of the petition along with all exhibits to Respondent No.2, who is personally present in the Court. Respondent No.2 has given his acknowledgment in respect thereof.

6. At the request of Respondent No.2 in-person, stand over to 12th March, 2026.

7. It is made clear that no further adjournment shall be granted on 12th March, 2026.

(RANJITSINHA RAJA BHONSALE, J.)