

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.2996 OF 2012

Shri Prakash K. Karekar ...Petitioner
v/s
The State of Maharashtra ...Respondents

Mr Sagar Mane i/b M/s Mr N.V. Bandiwadekar for
Petitioner.
Mrs G.P. Mulekar, APP for Respondent-State.
Mr A.S. Patil for Respondent No.2.

CORAM : K.U. CHANDIWAL J.

DATED : 24TH DECEMBER 2013.

P.C. :

1. Heard finally. Perused the available record. The material primarily indicts the accused petitioner. The case is covered primarily by explanation under section 415 of IPC. Additionally, the accused petitioner bypassed the available remedy of revision under section 397 of Cr.P.C. In a writ jurisdiction, this Court is not expected to traverse with disputed facts. Filing of civil suit by original complainant will not eclipse and denude rights available to him to

prosecute in criminal forum. Writ petition dismissed. The observations are prima facie in nature.

(K.U. CHANDIWAL J.)