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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 4768 OF 2014

Shri Parshuram Sitaram Shah

.. Petitioner

Vs.

Smt. Rinka Omprakash Giri and ors.

.. Respondents

Mrs. Sonal Parab a/w Ms. Prajakta i/by Mr. Rajeev Sawant & Associates
for petitioner.

Mr. Ashok Giri, Respondent No. 4 – in person, is present.

Mr. H. J. Dedhia, APP for State.

CORAM: P. V. HARDAS &
G. S. KULKARNI, JJ.

DECEMBER 24, 2014.

P.C.

1. This is a petition under Article 226 of the Constitution of India for issuance of a writ of habeas corpus. The petitioner contends that he was married to the first respondent – Rinka Omprakash Giri. Pursuant to the notice issued by us, the detinue i.e. respondent no.1 has been produced before us. In the presence of the learned APP, learned counsel for the petitioner and the respondent no.4, who appears in person, statement of

Rinka was recorded in our chamber. The detinue – respondent no.1 Rinka in her statement has clearly stated that though she was married to the petitioner, she wishes to reside with her parents and has not been detained by anyone. In the light of the said statement, therefore, learned counsel for the petitioner seeks to withdraw this petition.

2. Accordingly, this writ petition is dismissed as withdrawn with no order as to costs.

(G. S. KULKARNI,J.)

(P. V. HARDAS,J.)