

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE, BENCH AT AURANGABAD

CRIMINAL WRIT PETITION NO.644 OF 2015

(Dr. Eknath Bhagchand Gondkar & anr. Vs. The State of Maharashtra & anr.)

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Shri N.V. Gaware, Advocate for petitioners
Shri K.S. Patil, A.P.P. for State
Shri V.S. Jadhav, Advocate for respondent No.2

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CORAM : S.S. SHINDE AND
A.I.S. CHEEMA, JJ.

DATED : 29th July, 2015.

1. Heard the counsel appearing for the petitioners. He submits that, without registering the F.I.R. the investigating officer proceeded to investigate the matter and accordingly charge sheet is filed. It is his submission that, without registering F.I.R., there could not have been investigation and filing of charge sheet.
2. Learned counsel for the respondent No.2 submits that, not only that charge sheet is filed before the concerned Court but charge is framed on 11.12.2014.
3. This petition is filed on 6.5.2015, after six months of framing the charge. Therefore, we are not inclined to invoke the writ jurisdiction and upset the proceedings pending before the concerned Court. Leaving open the questions of law raised in this petition, the petition stands rejected.

(A.I.S. CHEEMA, J.)

(S.S. SHINDE, J.)