

- 1 -

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BENCH AT AURANGABAD

CRIMINAL WRIT PETITION NO.669/2014

Malang Zafar Abdul Raheman
and another.

...Petitioners..

Versus

The State of Maharashtra & others.

...Respondents...

.....

Shri R.S. Shinde, Advocate for petitioners.

Shri S.G. Karlekar, APP for respondent nos.1 & 2.

Shri M.M.Choudhari, Advocate for respondent no.3.

.....

**CORAM: S.S. SHINDE &
A.M. BADAR, JJ.**

DATE: 09.01.2015

ORDER :

1] Learned counsel for the petitioners seeks liberty to withdraw this petition with further liberty to file application for discharge before the trial Court.

2] The petition is dismissed as withdrawn with liberty as prayed for. However, we make it clear that in case charge is framed, there is no question of liberty to file the application for discharge. In case, charge is not yet framed, if the petitioners file application for

- 2 -

discharge within three weeks from today, the concerned Court to decide the same within two months from filing of such application. We make it clear that in case no such application is filed by the petitioners within three weeks as indicated above, liberty granted by this Court will not be available to them.

(A.M. BADAR, J.)

(S.S. SHINDE, J.)