

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD
CRIMINAL APPLICATION NO. 4138 OF 2015**

**DIGAMBAR S/O PITAMBAR KOLI AND
OTHERS**

.... APPLICANTS

V E R S U S

THE STATE OF MAHARASHTRA

.... RESPONDENT

Mr. Prakashsing B. Patil, Advocate for Applicants.

Mrs. S.G. Chincholkar, A.P.P. for Respondent – State.

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CORAM : V.M.DESHPANDE, J.

DATE : 12th August, 2015

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PER COURT :

1. Shri P.B. Patil, learned counsel for the applicant states that during the pendency of the present application, charge sheet is filed before the learned trial court by the Investigating Officer. In that view of the matter, he seeks leave to withdraw the present application with liberty to file fresh bail application before the trial court in view of subsequent filing of charge sheet.
2. Leave granted.
3. Criminal application is dismissed as withdrawn with liberty as prayed for. It is made clear that the case of the present applicant was not heard at all on merit by this Court.

[V.M.DESHPANDE, J.]