

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL WRIT PETITION NO. 2737 OF 2013

Prasanna Vasudev Ghatage & Anr. .. Petitioners

v/s.

Sanjay Danchand Ghodavat & Anr. ..Respondents

Mr. Kiran Kulkarni i/b Kulkarni & Associates for the petitioners

Mr. Prathamesh Bhurgude for respondent no.1.

Mr. J.P. Yagnik, APP for the respondent State

**CORAM: RANJIT MORE &
SMT. ANUJA PRABHUDESSAI, JJ.**

DATED: 18th MARCH, 2015.

PC.

1. Learned Counsel for the petitioners seeks leave to withdraw the petition with liberty to file the application before the concerned Magistrate under Section 322 of the Cr.PC.. Leave with liberty is granted.

2. The Writ Petition is dismissed as withdrawn with liberty as prayed for.

3. It is made clear that we have not gone into the merit of the matter. In the event, the petitioner makes such an application, the same shall be decided independently on its own merit, after hearing the concerned parties.

(ANUJA PRABHUDESSAI, J.)

(RANJIT MORE, J.)