

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL WRIT PETITION NO. 7 OF 2015

Vasu Hasaram Bhatia .. Petitioner

Versus

The State of Maharashtra & Anr. .. Respondents

Mr. Mahendra C. Moholkar, Advocate for the petitioner
Mr. V.B. Konde-Deshmukh, Addl. PP for the respondent-State.

CORAM:-M.L. TAHALIYANI, J.
DATED : -06/01/2015

P.C.

Not on board. Taken on board on being mentioned for production on the ground of urgency.

2 Heard the learned counsel for the petitioner.

3 I do not find anything wrong in the order of the Sessions Judge. The Magistrate has not passed preliminary order before initiating proceedings under section 145 of Cr. P .C. In view of the order the Sessions Judge, the Magistrate will have to decide whether there exists a dispute which may cause breach of peace and whether he should proceed further in the matter.

4 This obviously will have to be done afresh without
being influenced by the order of the Sessions Judge and this Court.

5 The petition is accordingly disposed of.

(JUDGE)

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