

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 274 OF 2015**

Ajay Subhash Kale	...Applicant
Versus	
The State of Maharashtra	...Respondent

Ms. C. S. Gongane i/b Ms. Ratna R. Jaiswal for the Applicant

Mr. Y. M. Nakhwa, A.P.P for the Respondent-State

CORAM : REVATI MOHITE DERE, J.

THURSDAY, 7th MAY, 2015

P.C. :

1. At the outset, learned A.P.P has raised an objection. He states that the applicant ought to have filed an application before the learned Special Judge under the Protection of Children from Sexual Offences Act, 2012, Mumbai, seeking modification of the order dated 18th February, 2015 i.e. for reduction of the bail amount.

2. In view of the objection raised by the A.P.P, learned Counsel for the applicant seeks leave to withdraw the application, with liberty to file an appropriate application seeking modification/relaxation of the order dated 18th February, 2015 i.e. for reduction of the surety amount.

3. It is made clear, that this Court has not considered the application on merits. If the application seeking modification of the order dated 18th February, 15 is filed, the same shall be decided on its own merits in accordance with law, uninfluenced by the withdrawal of this application.
4. Application is accordingly disposed of.
5. Parties to act on the authenticated copy of this order.

REVATI MOHITE DERE, J.