

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

CRIMINAL WRIT PETITION NO. 2365 OF 2014
WITH
CRIMINAL WRIT PETITION NO. 2414 OF 2014
WITH
CRIMINAL WRIT PETITION NO. 2419 OF 2014
WITH
CRIMINAL WRIT PETITION NO. 2420 OF 2014

Shyam Sunder Agarwal .. Petitioner

v/s.

The State of Maharashtra & Ors. ..Respondents

Mr. Sanjeev P. Kadam a/w Ishwar Nankani a/w Ms. Rutuja Pol i/b
Nankani & Associates for the petitioner
Mr. Yashpal Thakur i/b PKA for the respondent no.2
Mr. H.J. Dedhia, APP for the respondent State

**CORAM: SMT. ANUJA PRABHUDESSAI, J.
DATED: 23rd OCTOBER, 2015.**

P.C.

1. The learned Counsel Mr. Yashpal Thakur appearing for the respondent no.2 original complainant has submitted that in view of the Apex Court judgment in the case of *Dashrath Rupsingh Rathod Vs. State of Maharashtra & Anr. 2014 STPL (Web) 499 SC*, the C.C. Nos. 5971/SS/2009, 4921/SS/2009, 5585/SS/2009

and 5350/SS/2009 have already been transferred and registered in the competent Court in Kolkatta. The proceedings of the trial Court from which these Writ Petitions arise are no longer in Mumbai Court and the Writ Petitions have become infructuous.

2. Hence, the Writ Petitions are dismissed with liberty to the petitioners to file appropriate applications in case the files are re-transferred to Mumbai in view of Ordinance No.6 dated 15.06.2015.

(ANUJA PRABHUDESSAI, J.)