

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO. 4656 OF 2014

Kalpanath Rambaran Yadav

...Petitioner

Versus

State of Maharashtra & Anr.

.... Respondents

Mr. Prabhakar Pandey for Petitioner.

Mr. Rajesh S. Gupta for Respondent No.2.

Mr. A.R. Patil, APP for the Respondent No.1-State.

CORAM:-M.L. TAHALIYANI, J.

DATED : 1st APRIL, 2015.

PC.

Admit. Heard finally.

2. Heard learned Advocate for the Petitioner. The order in question can be challenged before the Sessions Court under section 397 of the Criminal Procedure Code. Therefore, I am not inclined to entertain this petition under Article 227 of the Constitution of India.

3. Liberty is given to the Petitioner to move the Sessions Court under section 397 of the Criminal Procedure Code. Delay, if any, caused due to the pendency of the present petition shall be condoned by the Sessions Court.

4. The petition stands disposed of accordingly.

(JUDGE)