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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 4490 OF 2012

Ratan Bhagchand Madhwani

.. Petitioner

Vs.

1. Smt.Asha Ratan Madhwani

2. State of Maharashtra

.. Respondents

Mr.S.K.Gawada, Advocate for the Petitioner.

Mr.R.D.Suryawanshi, Advocate for Respondent No.1.

CORAM : R.G.KETKAR, J.

DATE : 19th JANUARY, 2015

P.C. :

. Heard Mr.S.K.Gawada, learned Counsel for the petitioner -husband and Mr.R.D.Suryawanshi, learned Counsel for respondent No.1- wife at length.

2. By this petition under Articles 226 & 227 of the Constitution of India, the petitioner has challenged the judgment and order dated 20/11/2012 passed by the learned Judicial Magistrate, First class, Ulhasnagar, below Exhibit 30 in M.A. No. 236 of 2009. By that order, the prayer of the petitioner for dismissing the application made by the respondent No.1 under section 125 of the Code of Criminal Procedure, 1973 was rejected by the learned Magistrate.

3. After arguing the petition for some time, Mr.Gawada, upon taking instructions by the petitioner who is present in the Court, seeks permission to withdraw this petition.

4. On the motion made by Mr.Gawada, petition is allowed to be withdrawn and is dismissed as withdrawn.

(R.G.KETKAR, J.)