

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

Criminal Writ Petition No.63/2015

Smt. Mangala wd/o Dilip Wagh Vs. State of Mah. and others.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Shri S. A. Marathe, Advocate for the petitioner.
Shri Ukey, APP for the respondent nos.1 to 3.

**CORAM : A.B. Chaudhari &
P.N. Deshmukh, JJ.**

DATE : 10.04.2015.

Heard the learned counsel for the rival parties.

Following is the crux of the affidavit-in-reply dated
13.3.2015 in paragraph 11 by P.S.I. Shri Y.V. Ingle, Nandanvan
Police Station, Nagpur City:-

*“11. It is submitted that, the respondent no.3 with
best possible efforts investigated the matter
thoroughly and recorded statements of eye witnesses
as well as other witnesses. Finally after completion of
the investigation, on 20.12.2014 submitted final
report vide Charge-sheet No.293/14 in the court of
learned Judicial Magistrate First Class, Court No.1,
Nagpur against accused Prakash Kisan Mankar driver
of tipper bearing Registration No.MH-31-CQ-9243
for the offences punishable under Sections 279, 338,
304(A) of Indian Penal Code.*

*In view of the above referred facts and
circumstances, appropriate order may be passed”.*

The learned counsel for the petitioner submits that he
would like to withdraw the instant writ petition but liberty to take

such steps, as available in law, before the Magistrate may be granted.

We accept the request and make the following order:-

Order

Criminal Writ Petition No.63/2015 is disposed of, in view of the averments made in paragraph 11 of the affidavit-in-reply, reserving the liberty in favour of petitioner to take such steps as available in law before the Competent Court.

JUDGE

JUDGE

AMBULKAR