

(1)

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

CRIMINAL WRIT PETITION NO. 616 OF 2016

Ashok Keshav Chitalkar,
Age:64 years, Occ: Labour,
R/o. At Post Rahuri Khurd,
Tq. Rahuri, Dist. Ahmednagar. ..PETITIONER

VERSUS

The State of Maharashtra & ors. ..RESPONDENTS

Mr P.V. Barde, Advocate for petitioner;
Mr K. D. Munde, A.P.P. for respondent/State

CORAM : N.W. SAMBRE, J.

DATE : 25th OCTOBER, 2016

ORAL ORDER :

Learned Counsel for the petitioner makes motion for withdrawal of the writ petition, with liberty to file application for leave to appeal under Section 378(4) of the Code of Criminal Procedure, as the acquittal is in the complaint case.

2. The motion is granted.

(2)

3. Criminal Writ Petition is dismissed, as withdrawn, with liberty as prayed for.

4. Time consumed in prosecuting the appeal before learned Sessions Court and proceedings before this Court will be considered, while considering the issue of limitation.

(N.W. SAMBRE, J.)

Tupe