

FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE, BENCH AT AURANGABAD

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

Court's or Judge's orders

CRIMINAL WRIT PETITION NO. 717 OF 2016

RAJENDRA S/O KANTILAL GADHIYA AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioners: Mr.S.G. Sangle
APP for Respondent/State:Mr.A.R. Borulkar
Advocate for Respondent No.4: Mr.Amol
Vasmatkar

...

CORAM: S.S.SHINDE & SANGITRAO S. PATIL, JJ.
Dated: August 25, 2016

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Heard the learned counsel appearing
for the petitioners, the learned A.P.P.
appearing for the Respondent/State and
the learned counsel appearing for
Respondent No.4.

2. So far as the prayer clause `C' for
quashing of F.I.R. No.66/2015 registered
with Police Station, Kinwat under
Sections 498(A), 323, 504, 506 r/w 34 of
the I.P.C. and resultant proceedings

bearing R.C.C. No.56/2015 before the J.M.F.C., Kinwat is concerned, in view of the fact that the charge-sheet is now filed, the same cannot be considered.

3. The learned counsel appearing for the petitioners submits that the petitioners have filed application under Section 239 of the Cr.P.C. for discharge. In that view of the matter, we direct the Judicial Magistrate, First Class, Kinwat to hear and decide the said application keeping in view the said prayer made in the application, as expeditiously as possible, and preferably within 8 weeks from today.

4. The Petition stands disposed of accordingly.

5. The parties shall act upon authenticated copy of this order.

(SANGITRAO S. PATIL,J)

(S.S. SHINDE,J)

sga/