

FARAD CONTINUATION SHEET

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.621 OF 2016

Office Notes, Office
memorandum of Coram,
appearances, Court's
orders or directions &
Registrar's orders.

Court's or
Judge's orders.

Mr.Mahendra N.Sandhyanshiv
for the Applicant
Mr.Vikas Shivarkar for Respondent No.1.
Mrs.M.H.Mhatre, APP for the State.

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CORAM : A.S. OKA & A.A.SAYED, JJ
DATED : 16TH JUNE 2016

P.C.:
(Not on Board. Taken on Board)

. Heard the learned Counsel appearing for the parties. As the offence alleged is a serious offence against the society at large, we were of the opinion that in view of the law laid down by the Apex Court in the case of **Gian Singh v/s. State of Punjab**¹, the powers under Section 482 of the Code of Criminal Procedure cannot be exercised on the basis of a private settlement.

2. Learned Counsel for the Applicant seeks permission to withdraw the Application. Accordingly, the Application is disposed of as withdrawn. We, however, make it clear that we have made no adjudication on merits and all contentions on merits will remain open.

(A.A. SAYED, J)

(A.S.OKA, J)