

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION  
CRIMINAL APPLICATION NO. 438 OF 2016  
IN  
CRIMINAL WRIT PETITION NO. 3212 OF 2016**

|                                 |                |
|---------------------------------|----------------|
| Brian Anthony Fernandes         | ...Applicant   |
| Versus                          |                |
| The State of Maharashtra & Ors. | ...Respondents |

Mr. A. H. H. Ponda i/b Mr. Gaurav Parkar for the Applicant

Mr. S. R. Agarkar, A.P.P for the Respondent No.1-State

Mr. M. G. Shukla for Respondent No. 2

**CORAM : REVATI MOHITE DERE, J.**  
**TUESDAY, 25<sup>th</sup> OCTOBER, 2016**

**P.C. :**

1. Learned Counsel for the applicant does not press this application. He states that he will examine witnesses, if any, in the trial Court.
2. Application is accordingly disposed of as withdrawn.

**REVATI MOHITE DERE, J.**