

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1367 OF 2016

M/s.Lux Industries Limited

... Applicant

Vs.

The State of Maharashtra & ors.

... Respondents

Mr.Anand Mishra with Sushil Upadhyay i/b A.M. Saraogi for the Applicant
Ms.Anamika Malhotra, APP, for Respondent – State

CORAM: **MRS.MRIDULA BHATKAR, J.**

DATE: **DECEMBER 2, 2016**

P.C.:

1. This application is filed for quashing Case No.3401744/SS/2012, which is pending before the Additional Chief Metropolitan Magistrate, 31st Court, Vikhroli, Mumbai. It is pointed out by the learned Prosecutor that earlier Writ Petition No.4167 of 2014 was filed by M/s.Lux Industries Limited by the instructing advocate Mr.Saraogi and one advocate Satosh Sanoy has argued this matter before my Sister Judge (Justice R.P. SondurBaldota), who has by a reasoned order dated 5.2.2016, dismissed the Writ Petition and refused to grant relief.

2. With the same prayers, this Criminal Application under section 482 is filed through the present advocate, who is instructed by Mr.Saraogi. There is no power of review in this Court. Hence, the present application

is liable to be dismissed. At this stage, the learned Counsel sought permission to withdraw the petition, however, the permission is refused and the application is dismissed.

3. It is made clear that hereafter no such proceedings or applications will be filed by the complainant for the same cause of action.

(MRS.MRIDULA BHATKAR, J.)