IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL APPLICATION (APL) No. 327/2015.

Akhtar Khan Haji Gulab Khan

-**VERSUS-**

The State of Maharashtra and another.

Office notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Orders

CORAM : B.P. DHARMADHIKARI & V.M.DESHPANDE, JJ.

DATE : JANUARY 15, 2016.

Heard Shri F.T. Mirza, learned Counsel for the petitioner, Shri V.A. Thakare, learned A.P.P. for respondent no.1 and Shri J.A. Malnas, learned Counsel for respondent no.2.

2. A disputed question arise, hence without prejudice to his contentions raised in the matter, learned counsel for petitioner seeks leave to withdraw the criminal application with liberty to raise it by filing appropriate application before the trial Court.

3. Learned A.P.P. for respondent no.1 states that such course of action is always open in law.

4. Learned counsel appearing on behalf of

respondent no.2 also has no objection.

5. In this situation, without observing anything on the merits of the controversy, we dispose of the criminal application as withdrawn with liberty to applicant to take such other steps as are open in law. No costs.

6. Record and proceedings summoned because of order dated 27.10.2015 of this Court, shall be sent back immediately.

JUDGE **JUDGE**

Rgd.