

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

CRIMINAL WRIT PETITION No. 573/2015.

Mohd. Kayyum Kalimuddin Malik

-VERSUS-

The State of Maharashtra and others.

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 07, 2016.

Heard Shri V.R. Thote, learned Counsel for
the petitioner, Shri Ghurde, learned A.P.P. for
respondent nos. 1 and 2 and Shri S.Z. Sonbhadre,
learned counsel for respondent no.3, for some time.

2. We find that the petitioner has approached
learned Judicial Magistrate First Class, and Judicial
Magistrate First Class, Court No.5, Nagpur has on
12.02.2015 rejected the application under Section
156[3] of Criminal Procedure Code while passing
orders on Misc. Criminal Application No.4437/2014.
That order is revisable under Section 397 of Criminal
Procedure Code. As such with liberty to the petitioner

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to proceed further in the matter, in accordance with law, we dispose of the present Writ Petition. Needless to mention that all rival contentions on merits are kept open. No costs.

JUDGE

JUDGE

Rgd.