

IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL APPLICATION (MAIN) NO. 210 OF 2017

CHANDI PRASAD AND 3 ORS., ... Applicants

Versus

**THE STATE OF GOA AT THE INSTANCE
OF WOMEN POLICE STATION AND ANR.,** ... Respondents

Mr. C. K. Pendse with Adv. Siddharth Wahode with Adv. Vishal Laxman Kolekar with Adv. Nilesh Shiroadkar for the appellants.
Mr. M. Amonkar, Addl. Public Prosecutor for Respondent nos.1 and 2.

Coram:- C. V. BHADANG &
PRITHVIRAJ K. CHAVAN, JJ.

Date:- 8th September 2017

P.C.:

Heard the learned counsel for the applicants and the learned Additional Public Prosecutor for the respondents for some time and we do not find that any case for entertaining this application is made out.

2. In such circumstances the learned counsel for the applicants, on instructions, seeks leave to to withdraw the application with liberty to approach the learned Magistrate for discharge.

3. The learned counsel for the applicants also submits that the applicant nos.1 and 3 are already released on bail. However, the

applicant no.4 is not yet arrested. The learned counsel for the applicant submits that the applicant no.4 shall approach the learned Sessions Judge seeking anticipatory bail.

4. The learned Additional Public Prosecutor in all fairness submits that as the investigation is complete and the charge sheet is already filed, the investigating agency does not need the presence or custody of the applicant no.4.

5. In such circumstances the application is disposed off as withdrawn. In the event the applicant files an application for discharge, the learned Magistrate shall decide the same in accordance with law. We make it clear that we have not expressed any opinion on merits of the matter.

PRITHVIRAJ K. CHAVAN, J.

C. V. BHADANG, J.

ap/-