

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO.554 OF 2017

Arvind Pandurang Vartak and another	Petitioners
versus	
Gangadhar Baburao Kendre and another	Respondents

Mr.Nitin Gangal for Petitioners.
Mr.K.V.Saste, APP, for State.

CORAM : S.C.DHARMADHIKARI AND
PRAKASH D. NAIK, JJ.

DATE : 29th March 2017

PC :

1. This petition was listed today only in order to find out whether the Respondents are duly served.
2. Mr.Saste, learned APP appearing for the State points out the original first informant. He is Gangadhar Kendre. He is impleaded as first Respondent to this writ petition. He is present in Court.
3. It is in these circumstances that we have taken up this petition for admission and with the consent of Mr.Gangal. After we have heard Mr.Gangal for some time, we expressed disinclination to grant any relief. On instructions, Mr.Gangal seeks leave to withdraw the petition with liberty to adopt such proceedings as are permissible in law including moving the Trial Court with a request to take up the matter expeditiously and dispose of the same.

4. Now that the charge sheet is already filed, the Petitioner would be at liberty to file such proceedings as are permissible in law. We clarify that we have not expressed any opinion on the rival contentions.

5. We dispose of the petition as withdrawn with liberty as prayed for.

(PRAKASH D. NAIK, J.)

(S.C.DHARMADHIKARI, J.)

MST