

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 179 OF 2017

Vivek S/o. Kalyan Barde ...Applicant
Versus
The State of Maharashtra and anr. ..Respondents

Mr. Ashish S. Gaikwad, advocate for the applicant.
Ms. Sangeeta D. Shinde, APP for the State.

**CORAM : RANJIT MORE &
DR. SHALINI PHANSALKAR-
JOSHI, JJ.**

DATE : 28th NOVEMBER, 2017.

P. C. :

Mr. Gaikwad, learned counsel for the applicant, on instructions of the instructing advocate, seeks leave to withdraw the application with liberty to file discharge application before the trial Court, since charge-sheet in the subject crime is already filed. Leave with liberty as prayed for, is granted. The criminal application is dismissed as withdrawn.

2. It is made clear that we have not gone into the merits of the matter and all rights and contentions of the respective parties are kept open to be agitated before an appropriate authority. In the event, charge-sheet is filed by the applicant, the same shall be decided independently on its own merits and in accordance with law.

[DR. SHALINI PHANSALKAR-JOSHI, J.]

[RANJIT MORE, J.]