

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL WRIT PETITION NO.1381 OF 2017**

IDBI Bank Limited .. Petitioner
v/s.
State of Maharashtra .. Respondent

WITH
CRIMINAL APPLICATION NO.175 OF 2017
IN
CRIMINAL WRIT PETITION NO.1381 OF 2017

Kishore Chhabria .. Applicant/Intervener

In the matter between

IDBI Bank Limited .. Petitioner
v/s.
State of Maharashtra .. Respondent

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Mr. S.I. Kantharia, for the Petitioner.

Mr. J.P. Yagnik, APP for State.

Ms. Vanita C. Giri, i/b. Parag T. Joshi, for the Applicant in
APPW/175/2017.

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CORAM: RANJIT MORE &
S.C. GUPTE, JJ.
DATE : 26 APRIL, 2017.

P.C:-

. Mr. Kantharia, learned Counsel for the Petitioner, seeks leave to withdraw the petition with liberty to challenge order dated 9 January 2012 passed by learned J.M.F.C. Court No.5, Pune, in C.R. No.689/2010,

which is annexed at **Exhibit 'D'**, before appropriate forum. Leave with liberty as prayed for, is granted. The writ petition is dismissed as withdrawn.

2. We have not gone into the merits of the matter. All rights and contentions of the respective parties are kept open. In the event the Petitioner challenges the said order, it may be dealt with independently and in accordance with law.

3. In view of the disposal of the writ petition, the application does not survive and the same is disposed of.

(S.C. GUPTE,J.)

(RANJIT MORE,J.)