

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO. 1708 OF 2016**

Mr. Virendra Agrawal	Petitioner
versus	
The State of Maharashtra through	
Inspector Incharge D.N.Nagar Police Station	Respondents

Mr. Sushil Upadhyay i/b. Mr. R.R. Varma, advocate for the petitioner.
Ms. R. M. Gadavi, APP for the State.

**CORAM : RANJIT MORE &
SMT.ANUJA PRABHUDESSAI, JJ.**

DATE : 5th APRIL, 2017.

P. C. :

Mr. Upadhyay, learned counsel for the petitioner, seeks leave to withdraw the petition with liberty to file private complaint before the concerned magistrate. Leave with liberty as prayed for, is granted. The writ petition is dismissed as withdrawn.

2. It is made clear that we have not gone into the merits of the matter and, in the event, the petitioner files such complaint, the concerned magistrate shall deal with the same independently and in accordance with law.

(SMT. ANUJA PRABHUDESSAI, J.)

[RANJIT MORE, J.]