

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION  
WRIT PETITION NO. 2189 OF 2017**

|                                    |               |
|------------------------------------|---------------|
| Kanhaiyalal Rajkumar Gaur and anr. | ..Petitioners |
| Versus                             |               |
| The State of Maharashtra and ors.  | ..Respondents |

Ms. M. A. Ingale i/b. Mrs. Trupti Khamkar, advocate for the petitioners.  
Mr. K. V. Saste, APP for the State.

**CORAM : RANJIT MORE &  
PRAKASH D. NAIK, J J.**

**DATE : 5<sup>th</sup> OCTOBER, 2017.**

**P. C. :**

Heard Ms. Ingale, learned counsel for the petitioners and  
Mr. Saste, learned APP for the State.

2. The petition is filed for the following relief:

*“(a) This Honourable court may be pleased to issue a writ of mandamus or any other appropriate writ or Direction under Article 226 of the Constitution of India direct the Investigation Officer to register/record the supplementary statement of the Petitioner no.1 in C.R.No.341 of 2016, record statement of Petitioner no.2 and other witnesses and conduct the investigation fairly by taking on record the evidence available with witnesses.”*

3. Mr. Saste, learned APP, on instructions of the officer concerned, makes a statement that supplementary statement of the

petitioners and the statement of other witnesses would be recorded within a week's time. The statement is accepted.

4. In the light of the above statement, the grievance raised in the petition does not survive. The petition is, accordingly, dismissed.

**(PRAKASH D. NAIK, J.)**

**[RANJIT MORE, J.]**