

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 653 OF 2017

Mr. Dhananjay Ramchandra PhatakApplicant
Versus
Mr. Vikas Sahebrao Patil and ors.Respondents

Mr. A. J. Jaibhave, advocate for the applicant.
Mr. V.B.Konde-Deshmukh, APP for the State.

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

DATE : 22nd NOVEMBER, 2017.

P. C. :

Mr. Jaibhave, learned counsel for the applicant, having taken instructions from his client, seeks leave to withdraw the application with liberty to approach the trial Court by way of discharge application, since charge-sheet is already filed in the subject crime. Leave with liberty as prayed for, is granted. The application is dismissed as withdrawn.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 expressly open to be agitated before the concerned authority. In the event, discharge application 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.]