

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO. 2352 OF 2016**

Mr. Ali Asgar Mohammed Tahsildar	..Petitioner
Versus	
The State of Maharashtra and anr.	..Respondents

Mr. Sushil Upadhyay i/b. Mr. Ashok M. Saroagi, advocate for the petitioner.
Mr. A. R. Kapadnis, APP for the State.

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

DATE : 22nd NOVEMBER, 2017.

P. C. :

Heard learned counsel for the petitioner and learned APP
for the State.

2. The petition is filed for transfer of investigation of the FIR being MECR No.8 of 2013 registered with Malwani Police Station at Malad, Mumbai, at the instance of the respondent No.2.

3. Mr. Kapadnis, learned APP, on instructions makes a statement that the investigation into the subject MECR is already completed and "C" Summary Report is filed on 17th October, 2017 before

the learned Metropolitan Magistrate, 24th Court at Borivali, Mumbai. The statement is accepted.

4. In view of the statement, the remedy of the petitioner is to challenge the "C" Summary Report by filing protest petition. We are, therefore, not inclined to entertain this petition. The writ petition is, accordingly, dismissed.

[DR. SHALINI PHANSALKAR-JOSHI, J.]

[RANJIT MORE, J.]