

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL WRIT PETITION NO.3096 OF 2017

Samad Asahabuddin Jahagirdar & ors. ...Petitioners

Versus

The State of Maharashtra & ors. ...Respondents

Mr. Kartik S. Garg for the petitioners.

Mrs. Rutuja Ambekar, APP for the respondent - State.

CORAM : PRAKASH D. NAIK, J.

DATE : 11th AUGUST, 2017.

P.C. :

1. Learned advocate for the petitioners on instruction seeks permission to withdraw this petition with liberty to file a fresh petition. It is submitted that in this writ petition the petitioners have challenged the order passed by the Sessions Court directing the trial Court to pass the order under section 156(3) of Cr. P. C. It is submitted that during the pendency of this petition, in pursuance to the order passed by the Sessions Court, the FIR has been registered.

2. In these circumstances, the petitioners seek to withdraw this petition with liberty to file appropriate proceedings to challenge the FIR and another proceedings.

3. Allowed to withdraw with liberty as prayed for.

[PRAKASH D. NAIK, J.]