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WP-3097-2017 (SR.10)

Friday, 1.9.2017

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO. 3097 OF 2017

Deepali Ravindra Waghmare

and anr.

....Petitioners

V/s.

State of Maharashtra

....Respondent

* * * * *

Mr. S.S. Tambe, i/by. Mr. Ritesh Thobde, Advocate for the petitioners.

Mrs. S.V. Sonawane, APP for respondent, State.

CORAM :-

R.M. SAVANT &

SANDEEP K. SHINDE, JJ.

DATE :-

1ST SEPTEMBER, 2017.

P.C. :-

1. The Learned Counsel for the petitioners, states that the chargesheet has been filed and therefore seeks leave to amend. The offences comprised in the FIR are the ones under Section 498A, 302 read with Section 34 of the Indian Penal Code. It is therefore not possible for this

Court in its writ jurisdiction under Section 482 of the Criminal Procedure Code to sift and weigh the material which has come on record. Hence, no relief can be granted to the petitioners in the above writ petition. However, the statutory remedies of the petitioners are kept open for being invoked at the appropriate time. With the observations as aforestated, the writ petition is disposed of.

(SANDEEP K. SHINDE, J)

(R.M. SAVANT, J)