

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

MISCELLANEOUS CIVIL APPLICATION NO. 224 OF 2017

GAJANAN MADHAVRAO NARWADE
VERSUS
KALANDI GAJANAN NARWADE AND OTHERS

...
Advocate for the Applicant : Shri R.C.Bora h/f Shri Choudhari N.L..
Advocate for Respondent 1 : Shri C.R.Deshpande.
...

CORAM: RAVINDRA V. GHUGE, J.

DATE :- 13th February, 2018

Per Court:

1 The Applicant, by this Miscellaneous Civil Application, has invoked Section 24 of the Code of Civil Procedure for seeking a transfer of the proceedings in Criminal Miscellaneous Application No.99/2017 pending in the Court of the learned Judicial Magistrate First Class, Washi, District Thane to the Court of the learned Judicial Magistrate First Class, Hadgaon, District Nanded.

2 Considering Section 24 of the Code of Civil Procedure and Section 407(2) of the Code of Criminal Procedure, 1973, the Applicant can move a criminal miscellaneous application before the concerned Court for seeking such transfer.

3 The learned Advocate for the Applicant submits, on

instructions, that the Applicant desires to withdraw this application with liberty to avail of a remedy under Section 407 of the Code of Criminal Procedure, 1973.

4 As such, considering the above statement, this Miscellaneous Civil Application is disposed of as withdrawn, with liberty as prayed for.

kps

(RAVINDRA V. GHUGE, J.)