

nsc.

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

WRIT PETITION NO.640 OF 2017

Meena Sudhir Gaikwad	...Petitioner
Versus	
Karuna Fulsingh Padavi and Ors.	...Respondents

Mr.V.D.Raut, for the Petitioner.

Ms.Susan Abraham, for the Respondent No.1.

Mr.H.J.Dedhia, A.P.P for the Respondent No.6-State.

CORAM : REVATI MOHITE DERE, J.

DATE : 31st JANUARY, 2018

P.C. :

1. Learned Counsel for the Respondent No.1 states that the petitioner has filed an Appeal before the Sessions Court and that the same is pending and therefore, the aforesaid writ petition is not maintainable.

2. In view of the aforesaid, learned counsel for the petitioner seeks leave to withdraw this petition with liberty to pursue his remedy before the Sessions Court.

3. Accordingly, the petition is disposed of as withdrawn with liberty as prayed. All contentions of all the parties are kept open. It is made clear, that this petition has not been heard on merits.

REVATI MOHITE DERE, J.