

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 117 OF 2018**

Shabbir Noor Mohammed Patel	...Applicant
Versus	
The State of Maharashtra	...Respondent

Mr. Akhilesh Dubey I/b M/s. Law Counsellors for the Applicant

Ms. P. N. Dabholkar, A.P.P for the Respondent-State

Mr. Pankaj Pandey for the Original Complainant

CORAM : REVATI MOHITE DERE, J.
WEDNESDAY, 18th APRIL, 2018

P.C. :

1. Mentioned out of turn.

2. Admittedly, Misc. Application No. 460 of 2017 seeking modification of the bail condition imposed by the Sessions Court vide order dated 2nd August, 2017 is pending in the Sessions Court.

3. Considering the same, it would be appropriate to permit the applicant to withdraw the aforesaid application in view of the pendency of Misc. Application No. 460 of 2017 before the Sessions Court.

4. Accordingly, the application is disposed of as withdrawn. All contentions of all the parties are kept open.

5. It is made clear that this application has not been considered on merits. The learned Sessions Judge to decide the Misc. Application No. 460 of 2017 as expeditiously as possible and in any event, within two weeks from the date of receipt of this order.

REVATI MOHITE DERE, J.