

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.1198 OF 2017

Mr. Mohammed Naseem Khan ..Petitioner
Versus
Mr. Kasam Habib Makhnojiya and others ..Respondents

Mr. Uday Warunjikar i/by Mr. Ashish Dubey, Advocate for the
Petitioner.

Mrs. S. V. Sonawane, APP for the Respondent – State.

Mr. Kunal Waghmare, Advocate for Respondent No.7 – BMC.

CORAM : B. R. GAVAI &
B. P. COLABAWALLA, JJ.
DATE : 15th JANUARY, 2018

PC.

The Petitioner has an alternate efficacious remedy either to file complaint under Section 200 or application under Section 156(3) of the Criminal Procedure Code. In view of the judgment of the Apex Court in Sakiri Vasu Vs. State of Uttar Pradesh and others reported in (2008) 2 SCC 409, the Petition is rejected by relegating the Petitioner to the alternate remedy available in law.

[B. P. COLABAWALLA, J.]

[B. R. GAVAI, J.]