

nsc.

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

WRIT PETITION NO.2314 OF 2016

Shamim Atthar Ali Khan	...Petitioner
Versus	
Naseema Shamim Khan and Anr.	...Respondents

Mr.Yatin Malvankar i/b Mr.Mandar Limaye, for the Petitioner.

Mr.M.Y.Dongarge a/w Mr.Y.S.Patil, for the Respondent No.1.

Mr.S.R.Shinde, A.P.P for the Respondent No.2-State.

CORAM : REVATI MOHITE DERE, J.

DATE : 2nd FEBRUARY, 2018

P.C. :

1. At the outset, learned counsel for the Respondent No.1, states that the trial has commenced, inasmuch as, the matter is posted for recording of the evidence of the petitioner. He submits that the recording of respondents evidence is over.

2. In view of the fact, that the trial has already commenced, no interference is warranted in the impugned order.

3. Petition is accordingly disposed of. All contentions of all the parties are kept open, including the points raised in this petition. The proceeding before the Trial Court is expedited.

4. All concerned to act on the authenticated copy of this order.

REVATI MOHITE DERE, J.