

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

CRI. WRIT PETITION NO. 2737 OF 2016

Dattatray Nivarutti Gote & Anr.

... Petitioners.

Versus

The State of Maharashtra & Anr.

... Respondents.

Mr. Shailesh D. Chavan, Advocate for the Petitioners.

Mr. Shahaji R.Shinde, APP for the State.

CORAM : REVATI MOHITE DERE, J.

DATE : FEBRUARY 15, 2018

P.C.

1 By this petition, the petitioner has impugned the order dated 08.01.2016 passed by the Additional Sessions Judge, Pune, by which the Respondent No.1's revision application against the order, discharging the petitioners, was allowed and the order passed below Exh. 11 dated 16.10.2014 by the learned JMFC, (A.C.) Court, Pune in M.A. No. 420 of 2013 was quashed and set aside.

2 It is pertinent to note, that the trial in the said case has already commenced and that one witnesses has been

examined. In view of the same nothing survives for consideration in the present petition.

3 The Petition is accordingly dismissed.

All contentions of the parties are kept open.

(REVATI MOHITE DERE, J.)

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