

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO.2899 OF 2016**

Mr. Susheel Kumar Rameshchandra PuriPetitioner
versus
The State of Maharashtra and ors.Respondents

Mr. Bhavesh Parmar with Mr.Vijay Prakash Yadav, advocates for the petitioner.

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

Mr. Pranav Badheka I/b. Mr. A. S. Bhatia, advocate for the respondent Nos. 2 to 4.

Mr. F. Sayyed I/b. M. K. Ambalal and Co., advocate for the respondent No.10.

**CORAM : RANJIT MORE &
SMT.BHARATI H. DANGRE, JJ.
DATE : 16th OCTOBER, 2018.**

P. C. :

Heard learned counsel and learned APP appearing for the respective parties.

2. At the instance of the petitioner, CR No.167 of 2016 was registered at Kurar Police Station on 26th May, 2016, for the offences punishable under sections 420 and 471 read with section 34 of the Indian Penal Code, 1860. The petitioner, being aggrieved by the progress in the investigation, approached this Court seeking certain directions including direction for transfer of investigation of the subject CR from Kurar Police Station to other agency. During pendency of the petition, the respondent No.7-DCP, Zone 12 transferred the investigation of the subject CR from Kurar Police Station to Samata Nagar Police

Station. The Samata Nagar Police Station thereafter commenced the investigation into the subject CR and this Court, from time to time, passed interim orders in the matter.

3. Mr. Shinde, learned APP, on instructions of the officer concerned who is present before the Court, now makes a statement that the handwriting expert report is received by the investigating officer and the same is in negative and, therefore, appropriate report would be filed before the concerned magistrate within a period of two weeks from today. The statement is accepted.

4. In the light of the above, the grievance of the petitioner raised in the petition would no more survive. If the petitioner is aggrieved by the said report, he is always at liberty to file protest petition and obtain appropriate order. All rights and contentions of the respective parties are kept expressly open. In the event, such protest petition is filed, the same shall be decided expeditiously. The writ petition need not be kept pending and the same is, accordingly, disposed of.

5. In view of the disposal of the petition, the criminal application No.774 of 2016 will not survive for consideration and the same is also disposed of.

[SMT.BHARATI H. DANGRE, J.]

[RANJIT MORE, J.]