

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO.3500 of 2018**

Rajeshree Devram Kale	Petitioner
versus	
The State of Maharashtra	Respondent

Ms. Nasreen Ayubi, advocate for the petitioner.
Mrs. Aruna S. Pai, APP for the State.

**CORAM : RANJIT MORE &
SMT.BHARATI H. DANGRE, JJ.**

DATE : 2nd November, 2018.

P. C. :

Heard learned counsel for the petitioner and learned APP for the State.

2. The petition is filed for the following reliefs :

“(a) This Hon'ble Court be pleased to issue Writ of Mandamus and/or such order to the concerned police officer of Vile Parle Police Station, Mumbai, to file final report/charge sheet in F.I.R. No.140 of 2017 as early as possible.

(b) This Hon'ble Court be pleased to give direction to the concerned Police Officer of Vile Parle Police Station, Mumbai, to take appropriate and vigilant action against the Accused No.2-Atut Gopal Pathak at earliest;”

So far as relief claimed in prayer clause (a) is concerned, learned APP makes a statement that the charge-sheet in the subject FIR is filed on 10th October, 2018. In view of the statement, the relief claimed in the said prayer is rendered infructuous.

As far as relief claimed in prayer clause (b) is concerned, learned APP makes a statement that, on investigation, no material is found against the accused No.2 – Atul Gopal Pathak and, therefore, he is not arraigned as accused. In view of the statement, the relief claimed in prayer clause (b) also cannot be granted.

3. The writ petition, accordingly, stands dismissed.

[SMT.BHARATI H. DANGRE, J.]

[RANJIT MORE, J.]