

IN THE HIGH COURT OF JUDICATURE AT BOMBAY***CRIMINAL APPELLATE JURISDICTION*****CRIMINAL WRIT PETITION NO.3690 OF 2017**

Sunil Mulchand Kanojia.] ... Petitioner

Versus

The State of Maharashtra & Anr.] ... Respondents

ALONG WITH**CRIMINAL WRIT PETITION NO.3691 OF 2017**

Ganesh Sayaji Kale.] ... Petitioner

Versus

The State of Maharashtra & Anr.] ... Respondents

ALONG WITH**CRIMINAL WRIT PETITION NO.3692 OF 2017**

Premendrakumar Premsingh Dahiya.] ... Petitioner

Versus

The State of Maharashtra & Anr.] ... Respondents

ALONG WITH**CRIMINAL WRIT PETITION NO.3693 OF 2017**

Smt. Sunita Premendrakumar Dahiya.] ... Petitioner

Versus

The State of Maharashtra & Anr.] ... Respondents

Mr. Ujjwal Gandhi a/w Ms. Gunjan Thakkar i/b Mr. Rishi Bhuta for Petitioners in all Writ Petitions.

Mrs. P. P. Shinde, APP for State in Writ Petition Nos.3690/2017, 3692/2017 and 3693/2017.

Mrs. M. M. Deshmukh, Addl.P.P. for State in Writ Petition No.3691/2017.

Mr. S. P. Sandbhor, ACP, Bhandup Division, Mumbai, present.

CORAM :- R. M. SAVANT &
SARANG V. KOTWAL, JJ.

DATE :- 15 MARCH, 2018

P. C. :-

The show-cause notices issued under Section 111 of the Cr.P.C. giving rise to the Chapter proceedings in question mentioned in para 7b of each of the above Petitions are taken exception to by way of the above Petitions. In terms of the scheme as contained in Sections 111 and 116 of the Cr.P.C., the said notice is valid for a period of six months from the date of commencement of the proceedings as the said proceedings have to be concluded within the said period. In the instant cases, it is an undisputed position that the period of six months is already over. In view thereof, the proceedings in question have lapsed. The said factual position is accepted by the learned APP Mrs. Shinde and the Addl.P.P. Mrs. Deshmukh who are appearing in the above Petitions. In view of the aforesaid, the above Petitions have turned infructuous and are accordingly disposed of as such.

(SARANG V. KOTWAL, J.)**(R. M. SAVANT, J.)**