

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL APPLICATION NO. 1098 OF 2015**

Sanjeev Omprakash Abrol

Prop. Of M/s. Abrol Land Developers

.....Applicant

Vs.

The State of Maharashtra & Ors.

....Respondents.

Mr. Samrat Thakkar with Aditya Andhorikar for the Applicant.

Ms. Rutuja Ambekar APP, for the Respondent-State.

Mr. S.S. Salunkhe for the Respondent Nos. 2 to 11.

CORAM : A. S. GADKARI, J.

DATE : 24th AUGUST, 2018.

P.C.:-

By the present Application under Section 482 of the Code of Criminal Procedure, the Applicant has taken exception to the Order passed in OMA No. 662 of 2014 dated 2nd September, 2015 thereby, rejecting the Application for investigation under Section 156(3) of the Code of Criminal Procedure.

2 The learned counsel appearing for the Respondent Nos. 2 to 11 raised a preliminary objection that, the Applicant is having substantive alternate remedy at his command before the Sessions Court.

3 In view thereof, the learned counsel for the Applicant, on

instructions, seeks leave to withdraw the present Application with liberty to adopt substantive alternate remedy available before the Sessions Court.

Leave and liberty granted.

4 Application is disposed of, as withdrawn, with aforesaid liberty.

5 It is made clear that, this Court has not adjudicated the issue involved in the present Application.

(A.S. GADKARI, J.)

**S S
Mashalkar**

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by S S Mashalkar
Date: 2018.08.29
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