

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

WRIT PETITION NO. 4700 OF 2018

Kunal Birwadkar

...Petitioner

Versus

State of Maharashtra

...Respondent

.....

Mr.Kunal Mohan Birwadkar (in person) present.

Mr. A.R.Patil, APP for the Respondent – State.

.....

**CORAM: MRS.MRIDULA BHATKAR, J.
DATED : OCTOBER 31, 2018**

P.C.:

1. Rule. Rule made returnable forthwith. By consent of the parties, the Petition is heard finally and disposed of at the stage of admission.
2. In this Petition, the party-in-person challenges the order dated 3rd October, 2018 of issuance of non-bailable warrant passed by the learned Metropolitan Magistrate, 51st Court, Kurla, Mumbai.
3. The party-in-person has moved an application before the Metropolitan Magistrate for exemption. The learned Magistrate while rejecting the said application has given reason for execution of non-bailable warrant that the accused though had appeared before the Magistrate in the said case on 8th December 2017, has not furnished his bail bond.

4. The party-in-person, who is present before the Court, submits that he is ready to furnish bail bond on 3rd November, 2018.
5. In view of the above submission, the said non-bailable warrant is hereby cancelled. However, the party-in-person is directed to remain present before the Metropolitan Magistrate, 51st Court, Kurla, Mumbai on 3rd November, 2018 and furnish bail bond.
6. Writ Petition is allowed and is accordingly disposed of.

(MRIDULA BHATKAR, J.)