

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO. 5359 OF 2017

Sheikh Sahabuddin Abdul Hamid Sheikh ..Petitioner.

Versus

State of Maharashtra & Another. ..Respondents.

Mr. A. R. Gole for the Petitioner.

Mrs. A. S. Pai, APP for the Respondent-State.

Coram : RANJIT MORE &
SMT. BHARATI H. DANGRE, JJ.

Date : **October 10, 2018.**

P. C. :

1. Heard. The petition is filed for quashing FIR bearing CR. No. 0761 of 2017 registered with Waliv Police Station, District Palghar for the offence punishable under sections 143, 341, 387, 447 and 506 of the Indian Penal Code, 1860.

2. Pending petition, investigation in the subject FIR is already over and charge-sheet is filed. In the circumstances, we are of the opinion that the Petitioner has alternate and efficacious remedy of approaching the trial Court by way of application for discharge.

3. In above circumstances, we are not inclined to entertain this petition and the same is accordingly dismissed.

4. Needless to state that the Petitioner is at liberty to approach the trial Court for discharge. All points and contentions of the respective parties are kept open.

[SMT. BHARATI H. DANGRE, J.]

[RANJIT MORE, J.]