

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL BAIL APPLICATION NO. 125 OF 2019**

Vijay S/o. Kishan Gussar

...Applicant

Versus

The State of Maharashtra

...Respondent

Mr. Anand Mishra I/b Mr. Ashok M. Saraogi for the Applicant

Mrs. A. A. Takalkar, A.P.P for the Respondent-State

API Mr. Sachin N. Suryavanshi from Kherwadi Police Station is present

CORAM : REVATI MOHITE DERE, J.
THURSDAY. 14th MARCH 2019

P.C. :

1 At the outset, learned counsel for the applicant seeks leave to withdraw the application with liberty to file a fresh application before the Special Court. He submits that the DNA report was not on record when the applicant's first bail application was rejected by the Sessions Court as well as the High Court. Learned A.P.P does not dispute the said fact.

2 Considering the aforesaid, the application is disposed of as withdrawn with liberty as prayed.

REVATI MOHITE DERE, J.