

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO. 496 OF 2018**

Vijaya Pawankumar Powar
& Anr.

.. Petitioners

Vs.

The State of Maharashtra
& Anr.

.. Respondents

Mr.Hamed Kandian i/b Shweta Iyengar for petitioner.

Mrs.A.S. Pai, APP for respondent No.1-State.

Mr.Rushikesh Kale a/w. Mr.Yogesh Morbale i/b Mr.V.P. Sangvikar for
respondent No.2.

**CORAM : RANJIT MORE &
N.J. JAMADAR, JJ.**

DATE : 28TH AUGUST 2019

P.C.

1 The learned counsel for the petitioner seeks leave to
withdraw the petition with liberty to file discharge application in the Trial
Court, in the event, charge-sheet is filed in the subject crime.

2 Leave with liberty as prayed for, is granted.

3 The writ petition is disposed of as withdrawn.

4 It is made clear that we have not gone into the merits of the
matter and all rights and contentions of the respective parties are kept
expressly open to be agitated before the appropriate forum. In the event,
discharge application is filed by the petitioner, the same shall be decided
independently on its own merits and in accordance with law.

[N.J. JAMADAR, J.]

[RANJIT MORE, J.]