

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.675 OF 2019**

Hardik Nitin Gothi & Anr.

....Applicant

Versus

The State of Maharashtra & Anr.

.....Respondents

Mr. M.S. Mohite i/b. Rajeev Sawant & Associates, Advocate for the Applicant.

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

Mr. Dinesh Tiwari a/w. Swapnil Ambure, Advocate for Respondent No.2.

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

DATE : 27th AUGUST, 2019.

P. C. :

1. Learned counsel for the applicant, on instructions from his client, seeks leave to withdraw the application with liberty to file discharge application in the Trial Court, in the event, charge-sheet is filed in the subject crime. Leave with liberty as prayed for, is granted. The application is dismissed as withdrawn.

2. 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 authority. In the event, discharge application is filed by the applicant, the same shall be decided independently on its own merits and in accordance with law.

[N.J. JAMADAR, J.]

[RANJIT MORE, J.]