

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

CRIMINAL APPEAL NO. 940 OF 2018

Shri Alok Umakant Tripathi. ..Appellant.

V/s.

The State of Maharashtra. ..Respondent.

Mr. Manoj Prajapati I/b. Mr. Prashant Goyal, advocate for appellant.

Mr. Satyavrat Joshi, advocate appointed for respondent No. 2.

Mr. S.S. Pednekar, APP for State.

Mr. R. Borde, PSI, Malwani Police Station, Mumbai.

CORAM : SMT. SADHANA S. JADHAV,J.

DATE : JANUARY 17, 2019.

P. C. :

1 Learned Counsel for the appellant upon instructions seeks liberty to withdraw the appeal, which is filed under section 14A of the Schedule Caste and Schedule Tribe (Prevention of Atrocities) Act, 1989. Liberty as prayed for is granted. The appeal stands dismissed as withdrawn.

2 The learned Counsel submits that the appellant would present himself before the Special Court i.e. Additional Sessions Judge, Borivali Division, Dindoshi, Mumbai on or before 30/1/2019. The learned Special Judge is hereby requested to hear the application on merits and dispose

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of the same preferably on the same day in accordance with law.

3 In view of this, the appellant stands protected till 5 p.m. of 30/1/2019. The learned Special Judge shall not be influenced by the withdrawal of this appeal.

Parties to act on the authenticated copy of this order.

[SMT. SADHANA S. JADHAV, J.]