

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

**WRIT PETITION NO.3023 OF 2016**

|                                 |                |
|---------------------------------|----------------|
| Pritam Pradip Patkar & Anr.     | ...Petitioners |
| Vs.                             |                |
| The State of Maharashtra & Anr. | ...Respondents |

**WITH  
WRIT PETITION NO.3024 OF 2016**

|                                 |                |
|---------------------------------|----------------|
| Pradip Kashinath Patkar & Ors.  | ...Petitioners |
| Vs.                             |                |
| The State of Maharashtra & Anr. | ...Respondents |

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Mr. Vishal Patil for the Petitioners.  
Mr. K.V. Saste, APP for the Respondent-State.

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**CORAM : B. P. DHARMADHIKARI &  
SADHANA S. JADHAV, JJ.**

**DATE : 4<sup>th</sup> NOVEMBER 2019.**

**PC.:**

1            Heard the learned counsel. The Respondent No.2 – wife has filed the proceedings under sections 498A, 406, 323, 506 r/w 34 of IPC and on that basis charge sheet has been filed and Criminal Case No.147 of 2016 has been registered.

2            The learned counsel for the petitioner husband in Writ Petition No.3023 of 2016 and for in laws in other petition submits that in earlier proceedings the respondent – wife has made some statements and those statements run contrary to FIR.

3           The learned APP appearing for State submits that grievance of this nature can be looked into by the trial Court.

4           Whether statements are contrary, what is the relevance of such statements are aspects required to be looked into by the trial Court.

5           We are therefore not inclined to make any observation in that respect in present jurisdiction.

6           Liberty to petitioners to take steps as are open to them in law are kept open. Petitions are disposed of accordingly.

**(SADHANA S. JADHAV, J.)**

**(B. P. DHARMADHIKARI, J.)**