

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

CRIMINAL WRIT PETITION NO. 5749 OF 2019

Alimullah Abdul Rauf Ansari & ors. ...Petitioners.

Versus

The State of Maharashtra & ors. ...Respondents

Mr. Jamshed Ansari, advocate for petitioners.

Smt. Aruna S. Pai, APP for State.

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

DATE : DECEMBER 4, 2019.

P.C.:

1 Submission is petitioner No. 3 was not in India on alleged date i.e. 2/6/2018. Support is being taken from some documents to show that he had come back to country only in 2016.

2 Learned APP submits that police is investigating into the matter and if this grievance is made with proper documents, investigating officer will look into it.

3 In view of the statement made by the learned APP, we permit the petitioners to submit necessary documents showing his non-availability in country on 2/6/2018 or whereabouts.

4 The petitioner is currently out of India. He can
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forward those documents to the Investigating Officer within two weeks from today.

5 With this liberty and keeping all the contentions of the petitioners open, we dispose of petition.

(SMT. SADHANA S. JADHAV, J) (B.P. DHARMADHIKARI, J)