

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO. 5367 OF 2017**

Dheeraj Tukaram Mhatre	...Petitioner
Versus	
The State of Maharashtra & Anr.	...Respondents

None for the Petitioner

Dr. F. R. Shaikh, A.P.P for the Respondent No.1-State

**CORAM : B. P. DHARMADHIKARI &
REVATI MOHITE DERE, JJ.
WEDNESDAY, 16th JANUARY 2019**

P.C. :

1 Nobody for petitioner even on second call.

2 Learned A.P.P points out that prayer is to quash RCC registered in 2012 vide RCC No. 386/2012 in the Court of Judicial Magistrate First Class-3, Kalyan. He also points out that an application for discharge was moved by petitioner vide Exhibit 41 and it was rejected by a speaking order on 16th April 2013.

3 In this situation, it is apparent that petitioner should have challenged that order within reasonable time before appropriate forum.

4 We are not inclined to intervene in the extraordinary jurisdiction in this petition, which is filed on 21st December 2017.
Rejected.

REVATI MOHITE DERE, J.

B. P. DHARMADHIKARI, J.