

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL APPLICATION (APL) NO.3/2017

Rajesh S/o Pundlikrao Fiske and another

..Vs..

The State of Maharashtra

 Office Notes, Office Memoranda of Coram,
 appearances, Court's orders of directions
 and Registrar's orders

Court's or Judge's orders

 Shri E.W. Nawab, Advocate for the applicants.
 Ms. T.H. Khan, A.P.P. for the non-applicant / State.

CORAM : Z.A. HAQ, J.

DATE : 23.1.2019.

After arguing for some time, learned Advocate for the applicant / accused seeks permission to withdraw the application (Exh. No.14) on which the impugned order is passed by the Sessions Court. It is submitted that the applicant / accused would be reiterating his request as made in the application (Exh. No.14) if the Sessions Court finds that the prosecution has not been able to prove the charge of commission of offence punishable under Section 326 of the Indian Penal Code against the accused.

As I find that the request made on behalf of the applicant / accused is justified, he is permitted to withdraw the application (Exh. No.14). Consequently, the impugned order does not survive.

The criminal application is **dismissed** accordingly.

JUDGE