

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

CRI. WRIT PETITION NO.545 OF 2019

(HARDAS KISHAN PATIL...VS.. STATE OF MAHARASHTRA, THR. COLLECTOR & ANR.)

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

Court's or Judge's orders

Ms Navneet Khurana, Adv. h/f. Shri Nitin Lalwani, Adv. for Petitioner.
Shri M.K.Pathan, A.P.P. for Respondent Nos. 1 & 2.

CORAM : Z.A.HAQ AND
PUSHPA V. GANEDIWALA, JJ.

DATED : SEPTEMBER 20, 2019.

Heard.

The petitioner claims himself to be the brother of deceased-Madan Patil, who died on 19th November 2004. This petition is filed, *inter alia*, for the relief to initiate investigation in the suspicious death of the brother of the petitioner.

Perusal of the record shows that the deceased was admitted in the hospital as unidentified person on 14/09/2004 and on 15/10/2004 he was discharged from the hospital and his mother brought him to her home. On 19/11/2004 brother of the petitioner died. It is stated that the petitioner moved application before the Commissioner of Police on 20th October 2010. Thereafter on 16/05/2011, 25/05/2011 and 16/01/2012 the petitioner had written letters to different authorities. It is the contention of the petitioner that no action was taken. Perusal of the petition does not show any explanation for the delay since 2004 to

2010 and thereafter from 2012 to 2019. Admittedly, brother of the petitioner was not discharged from the hospital against the medical advise. The deceased got cured and thereafter his mother took him to her home and after one month of the discharge he died.

In view of all these circumstances, we are of the considered view that any directions in this matter would be a futile exercise. We do not find any substance in the petition and therefore, the same is **dismissed**.

JUDGE

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