

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

CRIMINAL APPLICATION (APL) NO.875 OF 2018

(Mr. Dibopam Mukherjee and another vs. State of Maharashtra and another)

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

Shri N. Padhye, Advocate for applicants.

Shri M.K. Pathan, Additional Public Prosecutor for
respondent no.1.

Shri C.A Joshi, Advocate for respondent no.2.

CORAM : P.N. DESHMUKH AND
 PUSHPA V. GANEDIWALA, JJ.

DATED : JULY 10, 2019

Shri Joshi, learned Counsel appears for
respondent no.2/complainant and seeks time.

Shri Pathan, learned Additional Public
Prosecutor submits that "C" summary is already filed in
this case before trial Court.

Record reveals that on 19/6/2019 this Court
had directed trial Court to pass suitable order on "C"
summary considering that period of one year had already
lapsed after filing of the same and no orders were
passed.

Shri Padhye, learned Counsel for applicants,
today has filed pursis along with order of learned trial
Court dated 2/7/2019 whereby "C" summary is
accepted.

In that view of the matter, we find no reason

to grant time as prayed by learned Counsel for respondent no.2. We also do not find any reason to keep this application pending, which is filed for quashing of Criminal Case No.1294/2016 pending before learned Judicial Magistrate, First Class, Akola.

From the order of trial Court, it is found that respondent no.2 had contested the “C” summary proceedings.

In the circumstances, criminal application is disposed of as rendered infructuous.

JUDGE

JUDGE

khj