

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 615 OF 2019**

Haresh M. Jain ... Applicant
V/s.
The State of Maharashtra and anr. ... Respondents

Mr. Dhawan i/b Kiran Jain and Co. for the Applicant.
Smt.S.D. Shinde, APP for the Respondent – State.
Ms Swapna Kode for Respondent No.2.

**CORAM : B.P. DHARMADHIKARI &
N.R. BORKAR, JJ.
DATE : JANUARY 15, 2020.**

P.C.

1] Respondent No. 2 is present with her advocate Ms Swapna Kode.

2] Respondent No.2 states that she has no intention to give consent to quash FIR bearing C.R. No. 133 of 2019 since she has not cohabited with the applicant for a single day.

3] On 27th November 2019, we had adjourned matter to today to enable the parties to produce marriage registration certificate.

4] As respondent No.2 - complainant has withdrawn her consent, the present petition cannot be entertained.

5] We, however, leave all contentions of the applicant as also respondent No.2 on merits are open. Accordingly, we dispose of present petition.

(N.R. BORKAR, J.)

(B.P. DHARMADHIKARI, J.)