

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO. 5302 OF 2018**

Aftab A. Patel ... Petitioner
V/s.
The State of Maharashtra ... Respondent

None for the Petitioner.
Mr. S.S. Hulke, APP for the Respondent – State.

**CORAM : B.P. DHARMADHIKARI,
ACTING CHIEF JUSTICE &
N.R. BORKAR, J.
DATE : MARCH 6, 2020.**

P.C.

- 1] The grievance of the prisoner is that the evidence relevant in trial has been made to disappear by the Investigating Officer. The concerned case number is M.C.O.C. No. 5 of 2017. Learned APP is seeking time to find out fate of the MCOC case.
- 2] The grievance of this nature can be made in pending trial and separately it cannot be enquired.
- 3] Hence, with said liberty to the prisoner and keeping his contentions open, we dispose of this petition.
- 4] This order be served upon the prisoner in jail.

(N.R. BORKAR, J.)

(ACTING CHIEF JUSTICE)