

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

WRIT PETITION NO.5447 OF 2018

Dr. Rizwan Usman Patel

...Petitioner

vs.

The State of Maharashtra and Anr.

...Respondents

Ms. Pooja Agrawal for the Petitioner.

Mr. Deepak Thakare, PP a/w,. Mr. S. R. Shinde, APP for the
Respondent/State.

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

DATE : 5/3/2020.

PC.:

. Submission is allegation levelled by respondent No.2 against the petitioner is trivial. In the alternative it is submitted that all other employees have given statements in favour of the petitioner. It is also urged that respondent No.2 is used to making false allegations.

2. Learned APP submits that after completing investigation charge-sheet is already filed.

3. Investigating Agency has therefore recorded some statements which support respondent No.2.

4. Admittedly, the petitioner has moved application for discharge.

5. In this situation, submission made by the petitioner cannot be

accepted and appreciated at this stage. We keep them open and same can be raised at appropriate juncture before the trial Court.

6. With these observations, we dispose of the Writ Petition.

(N. R. BORKAR, J.)

(ACTING CHIEF JUSTICE)