

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

CRIMINAL WRIT PETITION NO.1572 OF 2020

**GOVIND S/O SAMBHAJI GOPANPALLE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

...
Advocate for Petitioner : Shri Santosh C. Bhosle
APP for Respondents – State : Shri G. O. Wattamwar
...

**CORAM : T. V. NALAWADE &
B. U. DEBADWAR, JJ.**

DATE : 20th JANUARY, 2021

PER COURT :

1. Heard learned counsel Shri Bhosle for sometime.
Learned APP is also heard.
2. Seen the reliefs claimed.
3. This Court holds that the purpose of present proceeding will be served if direction is given to learned J.M.F.C., Mudkhed to take decision on the proceeding Misc. Criminal Application 03 of 2020. In that proceeding the petitioner has prayed for giving direction to police to make investigation u/S 156 (3) of Cr.P.C.
4. Present proceeding is filed on 01-12-2020, so it can be said that the Magistrate ought to have taken decision on the aforesaid application dated 09-08-2019.
5. So, this Court is hereby directing the learned J.M.F.C.,

Mudkhed to consider the aforesaid application and pass appropriate order within three months from today.

6. With these observations, application is allowed.
7. Authenticated copy allowed to both.
8. The amount of Rs.50,000/- (Rupees fifty thousand only) deposited in this Court is to be returned to the petitioner.

(B. U. DEBADWAR, J.)

(T. V. NALAWADE, J.)