

(1)

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

929 CRIMINAL APPLICATION NO.3588 OF 2019

**DIMPLE VASANT DESHPANDE @ NIKITA MAHESH JANGAM
AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND ANR**

...
Mr S. B. Kadu, Advocate for applicants;
Mr K. S. Patil, A.P.P. for respondent No.1

**CORAM : RAVINDRA V. GHUGE
AND
B. U. DEBADWAR, JJ.**

DATE : 31st March, 2021

PER COURT:

1. This matter was heard for some time.
2. This Court (Coram : T. V. Nalawade AND M. G. Sewlikar, JJ.)
had passed an order on 02/02/2021, which reads thus :-

“ . Heard the learned counsel for the applicants. It is contended that initially, the matter as against the present applicants was closed by J.M.F.C. as they are not relatives of the husband, but subsequently, the matter was re-opened by the Magistrate. If that was done then such order could have been challenged in Sessions Court. Time is given to learned counsel for the applicants to take instructions from his client. Stand over to 26.02.2021.”

(2)

3. The learned Advocate for the applicants submits, on instructions, that the applicants desire to withdraw this application so as to approach the learned Sessions Court for challenging the order of the learned J.M.F.C., thereby reopening the matter against these applicants, passed within its power of review.

4. In view of the above, this application is disposed off, as withdrawn. The applicants are at liberty to avail of a remedy as is permissible in law and all contentions and grounds are kept open.

(B. U. DEBADWAR, J.)

(RAVINDRA V. GHUGE, J.)

sjk