

Tandale

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

CRIMINAL APPLICATION NO. 3460 OF 2003

Nimish Shah

.... Applicant.

Vs.

The State of Maharashtra & Anr.

.... Respondents.

Mr. Vivek Sharma for the Applicant.

Mr. S. S. Hulke, APP for the Respondent No.1-State.

Mr. Vaibhav Jagdale i/b. Mr. S. S. Dube for Respondent No.2.

CORAM : A. S. GADKARI, J.

DATE : 12th FEBRUARY, 2021.

PC.:-

1. After hearing the learned counsel for the applicant at length, when this Court was not inclined to grant any relief, the learned counsel on instructions, seeks leave to withdraw the present Application with liberty to raise all his contentions before the Trial Court in C.C. No.922/P/2003 pending on the file of learned Metropolitan Magistrate, 26th Court, Borivali, Mumbai.

Leave and liberty granted.

2. Application is dismissed as withdrawn with aforesaid liberty.

3. As the said complaint is pending on the file of learned Metropolitan Magistrate since the year 2002, the learned Magistrate is requested to expedite the hearing of the said complaint (culminated into

C.C. No.922/P/2003) and to make an endeavor to dispose it of within a period of six months from the date of receipt of the present Order.

(A.S. GADKARI, J.)