

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.1949 OF 2021

Afroz Khan Shahid Khan Pathan

.... Petitioner

Versus

The State of Maharashtra
and another

.... Respondents

....

Ms. Lucy Massey, Advocate for the Petitioner.

Ms. A.S. Pai, Public Prosecutor for Respondent No.1-State.

....

CORAM : NITIN JAMDAR AND
SARANG V. KOTWAL, JJ.

DATE : 05 OCTOBER 2021

P.C.

1. Heard the learned Counsel for the parties.
2. This Petition was filed on 5 May 2021 seeking an Emergency Parole on the ground of COVID-19 pandemic. Thereafter, that relief being no longer available, the Petitioner has sought amendment with a prayer for release on regular Parole leave for 45 days. This amendment is made only in the prayer clause with no corresponding amendments in the Writ Petition.

3. Since the entire nature of the relief would now change, the Writ Petition is disposed of with liberty to the Petitioner, if so advised, to file a separate Petition regarding the prayer for regular Parole leave, which will be considered on its own merits.

4. With this liberty, the Writ Petition is disposed of.

(SARANG V. KOTWAL, J.)

(NITIN JAMDAR, J.)

Deshmane (PS)