

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 3303 OF 2021

Prabhakar Kutty Shetty

..Petitioner

Versus

The State of Maharashtra & Anr.

..Respondents

Mr. Abdul Wahab Khan for Petitioner.

Mr. K. V. Saste, APP for State/Respondent No.1.

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

DATE : 2 DECEMBER 2021

P.C. :

. Heard the learned counsel for the Petitioner and the learned APP.

2. Though, we note the order dated 23 September 2021 passed by the earlier bench regarding Respondents to file reply, it is not necessary to enter into a larger issue, as the learned APP, on instructions, states that the case of the Petitioner would be reconsidered in specific facts as the petitioner has requested to be released on Emergency (Covid-19) Parole.

3. In the light of this statement, we dispose of this Writ

Petition clarifying that for taking a fresh decision as per law and on its own merits, the fact that the Petitioner's application was rejected on 24 June 2021 will not come in a way of authorities.

4. The decision be taken within a period of four weeks from the submission of application and be communicated to the Petitioner.

(SARANG V. KOTWAL, J.)

(NITIN JAMDAR, J.)