

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,  
BENCH AT AURANGABAD.

**24 CRIMINAL WRIT PETITION NO.477 OF 2017**

PRADIP S/O. KISANRAO PAWAR  
VERSUS  
THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioner : Mr. Shrikant B. Madde.

APP for Respondent/State: Mr. P. G. Borade.

Advocate for Respondent Nos.2 & 3 : Ms. D. S. Patil, h/f Mr. A. P. Yenegure.

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CORAM : **SHRIKANT D. KULKARNI, J.**

DATE : 10<sup>th</sup> August, 2022.

**P.C.:**

. Mr. Madde, learned counsel for petitioner seeks to withdraw this criminal writ petition on the ground that Criminal M.A. No.882 of 2016 filed by respondent No.2 came to be disposed of at the hands of the learned Judicial Magistrate First Class, Omerga.

2 Ms. D. S. Patil, holding for Mr. A. P. Yenegure, learned counsel for respondent No.2 submits that respondent No.2 would take necessary steps to restore the above said criminal miscellaneous application according to law. She submits that the petitioner may be directed to appear in that proceedings after restoration.

3 Having regard to the submissions of both the sides, the criminal writ petition stands disposed of as withdrawn with liberty to the

petitioner to file appropriate proceedings according to law. The petitioner shall appear before the Judicial Magistrate First Class, Omerga in a proceedings of recovery of maintenance after restoration of Criminal M.A. No.882 of 2016.

4 Mr. Madde, learned counsel for petitioner undertakes that the petitioner would appear before the concerned Judicial Magistrate First Class if the proceedings are restored. His undertaking is accepted.

5 Accordingly, the criminal writ petition is disposed of.

[ SHRIKANT D. KULKARNI, J. ]

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