

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

CRIMINAL APPLICATION NO. 904 OF 2021

Bal @ Balasaheb Jagannath Botheatil

...Applicant

Versus

The State of Maharashtra & Ors.

...Respondents

.....

Mr. Santosh S. Jadhavar, Advocate for the applicant

Mr. S. J. Salgare, APP for respondent/State

Mr. D. R. Markad, Advocate for respondent no. 2

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CORAM : SMT. VIBHA KANKANWADI

AND

RAJESH S. PATIL, JJ.

DATE : AUGUST 03, 2022

PER COURT : -

1. After the disinclination is shown by this Court to grant any relief to the applicant, the learned advocate appearing for the applicant, on instructions, seeks withdrawal of the application with liberty to approach the learned Magistrate with an application under Section 239 of Code of Criminal Procedure, since the charge-sheet is filed. There is no hurdle in granting the liberty.

2. Under such circumstance, the application stands disposed of as withdrawn with liberty as prayed for.

**[RAJESH S. PATIL]
JUDGE**

**[SMT. VIBHA KANKANWADI]
JUDGE**