

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

CRIMINAL APPEAL NO.477 OF 2022

**PRABHAKAR BHAGWAN NAGANE AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER**

...
Advocate for Appellants : Mr. Avinash M.Reddy
APP for Respondent – State : Mr. M. M. Nerlikar
...

**CORAM : SMT. VIBHA KANKANWADI AND
RAJESH S. PATIL, JJ.**

DATED : 08th SEPTEMBER 2022

PER COURT :

1. Learned Advocate for the appellants submits that since the charge-sheet is filed, on instructions, he is withdrawing this appeal with liberty to approach the learned Special Judge to file an application under section 439 of the Code of Criminal Procedure.

2. In view of subsequent development, the appellants are allowed to withdraw the appeal with liberty to approach the learned Special Judge under section 439 of the Code of Criminal Procedure.

(RAJESH S. PATIL, J.)

(SMT. VIBHA KANKANWADI, J.)