

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 50 OF 2022

Khairunnisa Imran Shaikh & Ors

...Applicants

Versus

The State of Maharashtra & Others.

..Respondents.

Ms. Beerta Habajwa i/by S. N. Juris for Applicants.

Mr. J.P. Yagnik, APP for Respondent – State.

CORAM : PRASANNA B. VARALE &
S. P. TAVADE, JJ.

Date : **February 28, 2022.**

P. C. :

1. Not on board. Upon mentioning, production was granted and taken on board.
2. Learned counsel appearing on behalf of the Applicant prayed for urgent circulation of matter on the ground that though the Applicants moved the trial Court for preservation of call data record, the application was not entertained by the trial Court. Learned counsel admits that the Applicants are the accused before trial Court. It is also admitted by learned counsel appearing on behalf of the Applicants that the charge-sheet is filed before the competent Court. In view of above submissions as well as on perusal of the grounds raised in the *praecipe*, we are unable to find any urgency in the matter so as to grant circulation. As such the prayer for urgent circulation is refused. Let the application be listed in its due course.

3. At this stage, learned counsel appearing on behalf of the Applicants prayed for withdrawal of the present application with liberty to approach this Court in case certain orders are passed by the trial Court on an application being moved by the applicants. Prayer for withdrawal of instant criminal application with liberty as prayed for is allowed. Application is allowed to be withdrawn and is disposed of as such

[S. P. Tavade, J.]

[Prasanna B. Varale, J.]