

***IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION***

WRIT PETITION NO.3067 OF 2022

Sindhu Prakash Harkal & Ors. ...Petitioners
Versus
The State of Maharashtra ...Respondents.

Mr.Sumedh Modak i/b Mr. Vijay Killedar for the petitioner.

Mr.PP Shinde, APP for State.

**CORAM : REVATI MOHITE DERE &
R.N.LADDHA, JJ.**

DATE : 24th November, 2022.

P.C. :

1. Learned Counsel for the petitioners, on the instructions of the petitioners, seeks leave to withdraw the petition. He submits that during the pendency of the aforesaid petition, the police have filed charge-sheet and as such, the petitioners intend to approach the trial Court, by filing a discharge application.

2. Accordingly, the petition is disposed of as withdrawn with

liberty as prayed.

3. If an application seeking discharge is filed by the petitioners, the learned Judge to consider the said application on its own merits, in accordance with law, uninfluenced by the withdrawal of the aforesaid petition.

4. We make it clear, that we have not heard the petition on merits. Hence, needless to state, that all contentions raised in the aforesaid petition are kept open.

5. All concerned to act on the authenticated copy of this order.

[R.N.LADDHA, J.]

[REVATI MOHITE DERE, J.]