

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

CRIMINAL WRIT PETITION NO.5862 OF 2021

Dnyaneshwar Ananta Daki

...Petitioner

V/s.

The State of Maharashtra & Anr.

...Respondents

Mr. Prashant P. Jadhav for Petitioner.

Mr. R. M. Pethe, APP for Respondent No.1 (State).

Mr. D. A. Shinde, Vanpal, Forest Department, Shahapur - present.

CORAM : AMIT BORKAR, J.

DATE : DECEMBER 07, 2022

P.C.:

1. The petitioner is challenging order of rejection of return of property which was the muddemal in R.C.C. No.142 of 2009.

2. Learned APP for Respondent No.1-(State) has pointed out against the judgment and order dated 18th February 2021, passed by learned Judicial Magistrate, First Class, Shahapur, District Thane in R.C.C. No.142 of 2009, the State has filed Appeal before the learned Sessions Court bearing Criminal M. A. No.1 of 2022.

3. In that view of the matter, petitioner is permitted to move appropriate Application before the learned Sessions Court for return of property. If such Application is filed before the

learned Sessions Court, it shall decided in accordance with law.

4. Writ Petition stands disposed of in the above terms.

(AMIT BORKAR, J.)