

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

**CRIMINAL APPEAL NO. 50 OF 2022
WITH
CRIMINAL APPEAL NO. 55 OF 2022**

Dinanath Bhosale Sahakari Nagari
Patasanstha And Ors. ...Appellants
Versus
The State Of Maharashtra And Anr. ...Respondents

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Mr. Kedar J. Patil, Advocate for the Appellants.

Mr. Nagesh Y. Chavan, Advocate for the Respondent No.2 in Criminal Appeal Nos. 50 of 2022 and 55 of 2022.

Mr. Arfan Sait, APP for the Respondent – State.

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**CORAM : PRAKASH D. NAIK, J.
DATE : 10th AUGUST, 2022.**

PER COURT:

1. The appellant in both these appeals had challenged the order passed by the learned Magistrate issuing directions under Section 156(3) of Cr.P.C.

2. Learned Advocate for the respondent submitted that impugned order has been given effect and pursuant to that First Information Report has been registered with the concerned Police Station on 3rd August 2022 for offence under Section 3 of Maharashtra Protection of Interest of Depositors Act, 1999.

3. In these circumstances, this petition has become infructuous. The petitioner has liberty to challenge the FIR by resorting to appropriate remedy.

4. In view of the aforesaid circumstances, learned counsel for the petitioner seeks permission to withdraw this appeal with liberty to challenge the FIR registered in compliance with the impugned order passed by the learned Magistrate.

5. These petitions are allowed to be withdrawn and disposed of with liberty to challenge the FIR before the appropriate Court.

6. All the contentions of the parties are kept open.

(PRAKASH D. NAIK, J.)