

VRJ

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

WRIT PETITION NO.3889 OF 2022

Axon Packaging Paper Boards Pvt. Ltd.,
Through Nayan Dilipkumar Dhruva ... Petitioner

V/s.

Everest Photo Offset Ltd. & Ors. ... Respondents

Mr. J.A. Udaipuri @ Aditya Manubarwala a/w Mr.
Chintan Bhuvra i/by A. Bharat & Company for the
petitioner.

Mr. A.R. Patil, APP for the State.

CORAM : AMIT BORKAR, J.

DATED : NOVEMBER 18, 2022

P.C.:

- 1.** The petitioner being the complainant is entitled to challenge the acquittal by way of appeal. In that view of the matter, the advocate for the petitioner on instruction seeks permission to withdraw the petition with liberty to file criminal appeal against of the acquittal dated 9th June, 2022.
- 2.** While considering delay in filing the appeal, pendency of present proceeding shall be considered as *bona fide*.
- 3.** The writ petition is dismissed as withdrawn with liberty as prayed for. No costs.

(AMIT BORKAR, J.)