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Uday S. Jagtap

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

CRIMINAL WRIT PETITION NO. 4157 OF 2022

Suresh Ramchandra Gaikwad & Ors. .. Petitioners

Vs.

The State of Maharashtra & Anr. .. Respondents

.....

Mr. Abhiman D. Patil for the petitioners

Mr. K.V. Saste, APP for the respondent - State

.....

**CORAM : REVATI MOHITE DERE &
PRITHVIRAJ K. CHAVAN, JJ.**

DATED : 21st DECEMBER, 2022.

P.C.

1. Learned Counsel for the petitioners seeks leave to withdraw the petition with liberty to file an application seeking the petitioners discharge from the case, before the trial Court.
2. The petition is accordingly disposed of as withdrawn with liberty as prayed.
3. If an application for discharge is filed by the petitioners, the

learned trial Judge shall decide the same on its own merits, in accordance with law, uninfluenced by the withdrawal of this petition.

4. It is made clear that we have not heard the petition on merits and as such, all contentions of the parties on merit are kept open.

[PRITHVIRAJ K. CHAVAN, J.]

[REVATI MOHITE DERE, J.]