

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO. 5574 OF 2018**

Omprakash Shrotriya and ors.

....Petitioners

Versus

The State of Maharashtra and anr.

....Respondents

Mr. Sangram Chinnappa, advocate for the petitioners.

Mr. J. P. Yagnik, APP for the State.

**CORAM : PRASANNA B. VARALE &
S. M. MODAK, JJ.**

DATE : 8th APRIL, 2022.

P.C. :

1. Not on board. Mentioned by way of praecipe claiming urgency.
2. Learned counsel for the petitioners, on written instructions received from the petitioners, prayed for withdrawal of the petition. Learned counsel for the petitioner submitted that the petition was filed in this Court seeking quashment of FIR No.543 of 2018 registered with Kashmira Police Station against the petitioners for offences punishable under Sections 498A, 406 read with Section 34 of the Indian Penal Code, 1860 and during the pendency of the petition, the investigating agency by completing the exercise of investigation filed charge-sheet. As such, learned counsel for the petitioners prayed for withdrawal of the petition

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with liberty to avail appropriate remedy in the backdrop of filing of charge-sheet including seeking discharge, if so advised. Accordingly, the petition is allowed to be withdrawn with liberty as prayed for. The petition is disposed of as withdrawn.

3. Learned counsel for the petitioners undertakes to place on record copy of the written communication received by him from the petitioners in respect of withdrawal of the petition within a period of one week from today.

(S. M. MODAK, J.)

(PRASANNA B. VARALE, J.)