

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, AT NAGPUR.**

Criminal Application (APL) No. 917 of 2022

[Rushab Ramesh Gajbhiye ..vs.. State of Maharashtra through P.S.O, P.S., Hingna, Nagpur,
District Nagpur and anr.]

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. S. D. Chande, Advocate for the applicant
Mr. S. S. Doifode, APP for the State/non-applicant 1
Ms. Neerja G. Chaubey, Advocate for non-applicant 2 (appointed)

**CORAM : ROHIT B. DEO AND
ANIL L. PANSARE JJ.**

DATED : 26-9-2022

We were not inclined to entertain the challenge to the First Information Report in exercise of jurisdiction under Section 482 of the Code of Criminal Procedure, 1973.

2. The learned counsel for the applicant seeks leave to withdraw the application with liberty to apply for discharge, if and when the charge-sheet is filed.

3. Learned Additional Public Prosecutor, Mr. Doifode states that the charge-sheet is already filed against the co-accused and but for the fact that the interim order restrains the Investigating Officer from filing the charge-sheet against the present applicant, the same would have been filed by now. We expect the Investigating Officer to

file charge-sheet against the applicant, as expeditiously as possible.

4. Keeping all contentions open, the application is disposed of as withdrawn with liberty as prayed.

5. Fees of learned appointed counsel, Ms. Chaubey be quantified and paid in accordance with the rules.

(Anil L. Pansare, J.)

(Rohit B. Deo, J.)

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