

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

CRIMINAL WRIT PETITION NO. 675 OF 2022

Jaipal s/o Pundlik Wanve Vs. Laxmikant s/o Chaitram Sakure

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

Court's or Judge's orders.

Shri R.R. Vyas, Advocate for petitioner.
Shri S.D. Rohankar, Advocate for respondent.

CORAM : G.A. SANAP, J.
DATE : NOVEMBER 24, 2022.

Learned advocate for the petitioner submits that the Court has not given direction to the petitioner to deposit any amount. The warrant was cancelled subject to costs of ₹100/-. The learned advocate further submits that the accused under fear of arrest he made a statement before the learned Magistrate that he is ready to deposit ₹10,000/- and pay the remaining amount by 26.09.2022.

2. It is seen that the learned Magistrate has not issued any direction for the deposit of the amount. Similarly, the learned Magistrate has not stated that the deposit of ₹10,000/- and the remaining amount would be a condition precedent for cancellation of the warrant.

3. The learned advocate for the petitioner seeks leave to withdraw the petition.

4. It is made clear that if the petitioner succeeds in the criminal trial then the amount of ₹10,000/- shall be refunded to him. If he does not succeed, then the said amount shall be adjusted against the amount of compensation or fine amount according to law.

5. In view of the above, the petition stands disposed of as withdrawn.

JUDGE

Wagh