

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

CRIMINAL APPLICATION (APL) NO.1434 OF 2022

(Pruthviraj Shankarlal Gupta Vs. State of Maharashtra thr. its PSO PS Wardha City,
Dist. Wardha and others)

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

Court's or Judge's orders.

Mr. S. N. Singh, Advocate for Applicant.
Mr. M. K. Pathan, APP for Non-Applicant 1/State.

CORAM: ROHIT B. DEO AND URMILA JOSHI-PHALKE, JJ.

DATE: 21st OCTOBER, 2022.

The challenge is to the registration of FIR under section 54 (2) of the Maharashtra Regional and Town Planning Act, 1966.

2. The Planning Authority has lodged complaint that the statutory notices issued are being ignored, and the construction, which according to the Planning Authority is ongoing, is illegal.

3. We indicated to the learned counsel that the application is premature in as much as even according to the learned counsel the notices issued by the Planning Authority are *sub judice* before the Coordinate Bench.

4. In this view of the matter, the learned counsel for the applicant seeks leave to withdraw the application with liberty to challenge the registration of FIR, if there is any

development in the challenge mounted to the legality or validity of the notices issued by the Planning Authority.

5. The application is disposed of as withdrawn, with liberty as prayed.

(URMILA JOSHI-PHALKE, J.)

(ROHIT B. DEO, J.)

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