

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

CRIMINAL WRIT PETITION NO. 1256 OF 2023

1. Sadashiv Dnyaneshwar Mali
2. Balaji Sadashiv Mali
3. Dnyaneshwar Sadashiv Mali
4. Appaji Ram Mali
5. Kartik Laxman Mali
6. Pradeep Mahadeo Mali
7. Rohan Keshav Mali

..PETITIONERS

VERSUS

1. State of Maharashtra
2. Ajaruddin Dagdu Shaikh
3. Najoroddin Dagdu Shaikh

..RESPONDENTS

AND

CRIMINAL WRIT PETITION NO. 1264 OF 2023

1. Najoroddin Dagadu Shaikh
2. Ajaruddin Dagadu Shaikh
3. Dagadu Dastgir Shaikh
4. Ibrahim Maheebub Mujawar
5. Samir Dagadu Shaikh

..PETITIONERS

VERSUS

1. State of Maharashtra
2. Kartik Laxman Mali
3. Sadashiv Dnyaneshwar Mali

..RESPONDENTS

....

Mr. M.K. Jadhav, Advocate for petitioners in WP/1256/23 and for respondent nos. 2 and 3 in WP/1264/23

Mr. A.S. More, Advocate for petitioners in WP/1264/23 and for respondent nos. 2 and 3 in WP/1256/23

Mr. M.M. Neralikar, A.P.P. for respondent no.1 – State in WP/1256/23

Mr. R.V. Dasalkar, A.P.P. for respondent no.1 – State in WP/1264/23

....

**CORAM : R.G. AVACHAT AND
SANJAY A. DESHMUKH, JJ
DATE : 08th NOVEMBER, 2023**

PER COURT :

1. It is a case of rival F.I.Rs. arising out of one and the same incident. Although, initially offence punishable under Section 307 of the Indian Penal Code was registered, on investigation the charge-sheet has been filed for offence punishable under Section 324 and allied offences.

2. The parties have arrived at settlement. They have filed their affidavits giving express consent to allow these applications. In view of the same, we allow both the applications in terms of prayer clauses B and C in respective petitions, on condition to deposit Rs.30,000/- (Rupees Thirty Thousand) by all the petitioners in both the petitions to Advocate's Association Bar Library, High Court, Aurangabad.

3. In view of the same, criminal writ petitions stand disposed of.

(SANJAY A. DESHMUKH, J.)

(R.G. AVACHAT, J.)

SSD