

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

WRIT PETITION NO.718 OF 2023

Anandrao Vilas Patil

..... Petitioner

Vs.

State of Maharashtra and Ors.

..... Respondents

Mr. Rahul S. Kadam for the Petitioner.

Mrs. P. P. Shinde, APP for Respondent-State.

Mr. Madhav Reddy, ACP, Div.-2, Solapur City.

**CORAM : REVATI MOHITE DERE &
SHARMILA U. DESHMUKH, JJ.**

DATE : 11 APRIL 2023.

P. C.

1. By this petition, the petitioner seeks the following substantive reliefs:

"A] that this Hon'ble Court under its Criminal Appellate Writ Jurisdiction under Article 226 of the Constitution of India 1950 be please to issue a writ of mandamus or any other appropriate Writ direction and order directing the respondents that to invoke section 420, 409 of the IPC, and relevant sections under the Arms Act against the accused person and they may be booked for the said offences.

B] that this Hon'ble Court under its criminal appellate extraordinary territorial jurisdiction under Article 226 of the Constitution of India 1950, be please to issue a writ of Mandamus or any other appropriate writ, order and direction thereby transfer of the investigation from the Respondent No.2 and 3 and hand it over to any other competent officer of equal range or the investigation to be controlled by the SP

Solapur with direction that to invocation of Section 420, 409 and sections under Arms Act against the accused person.

C] that for dereliction of duty necessary investigation may be directed against respondent No.3 officer so also necessary departmental inquiry."

2. Learned APP on instructions of ACP-Div.2, Solapur City submits that the police, after investigation, have filed "B" summary report in the said case. Learned APP has tendered a report dated 10/4/2023, evidencing the same. The same is taken on record.

3. In view of the statement made by the learned APP and the report, nothing survives for further consideration in the petition. The petition is accordingly disposed of.

SHARMILA U. DESHMUKH, J. REVATI MOHITE DERE, J.