

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 114 OF 2019.

Surendra Bhimsen Agarwal

.. Petitioner.

Versus

State of Maharashtra

..Respondent.

Ms. Chandni Sachade and Mr. Kuldip T. Pawar for the petitioner.

Mr. K.V. Saste, APP for the respondent No.1-State.

Mr. R.M. Tadv, API, Crime Br. Navi Mumbai.

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

DATE : MARCH 14, 2023.

P.C.:

1. By this petition, the petitioner seeks quashing of the FIR registered vide CR No.I-184 of 2018 with the Vashi Police Station, Navi Mumbai for the alleged offences punishable under sections 420, 465, 468, 471 and 34 of the Indian Penal Code, 1860 and section 4(a) and 5 of the Bombay Prevention of Gambling Act and section 25(C) of the Indian Telegraph Act, 1985.

2. At the outset, learned APP on the instructions of Mr. R. M. Tadv,

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API, Crime Branch, Navi Mumbai submits that trial in the said case has commenced and, till date 3 witnesses have been examined.

3. In view of the statement made by learned APP, we do not deem it appropriate to entertain the aforesaid writ petition. Writ petition is dismissed. We make it clear that we have not gone into the merits of this petition and, as such, all contentions of all parties are kept open.

4. Since the trial has already commenced, the trial of the case is expedited.

5. Petition is accordingly disposed of on the aforesaid terms.

[SHARMILA U. DESHMUKH, J.]

[REVATI MOHITE DERE, J.]