

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY****CRIMINAL APPELLATE JURISDICTION****CRIMINAL APPLICATION (APL) NO. 215 OF 2020**

Navneet Rajendra Malviya

...Applicant

Versus

The State Of Maharashtra And Anr

...Respondents

Mr.Abhishek Yende a/w Mr. Rishikesh Y. Dube, Saiprasad Hole for Applicant.

Mrs. M. M. Deshmukh, APP for Respondent No.1-State.

Mr. Sachin K. Hande for Respondent No.2.

**CORAM : A. S. GADKARI AND  
PRAKASH D.NAIK, JJ.**

**DATE : 19<sup>th</sup> APRIL 2023.**

Digitally signed  
by  
DNYANESHWAR  
ASHOK ETHAPE  
Date:  
2023.04.21  
18:36:16 +0530

**P.C.:-**

1. After hearing the learned Advocate for Applicant at length, when this Court was not inclined to grant any relief, the learned Advocate on instructions seeks leave to withdraw present Application unconditionally.

Leave granted.

2. Application is dismissed as withdrawn.

3. At this stage, learned APP submitted that, the concerned Investigating Officer has submitted 'A Summary Report' in the present crime. We are unable to accept the said submission of learned APP as perusal of FIR *prima facie* discloses the offence committed by present accused person under Section 354 of IPC.

4. Learned Magistrate is therefore requested to look into the said aspects carefully while considering the said report.

(PRAKASH D. NAIK, J.)

(A. S. GADKARI, J.)