

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL APPLICATION (A.PL.) NO. 130 OF 2022**

Deepak Ramnivas Maheshwari Alias Phalod ... Applicant
V/s.
The State of Maharashtra & Anr. ... Respondents

Mr.Vinod Naik a/w. Mr.Rushabh Thacker i/b.V. N. Naik & Co. for Applicant.
Mr.Ajay Patil, A.P.P for Respondent No.1-State.
Mr. P.R. Yadav a/w. Ms.Swapnali Chavan for Respondent No.2.
P.S.I. Mr.Sukumar Patil, R.C.F. Police Station, Mumbai.

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

DATE : 17th March 2023.

P.C. :

1. At the outset, learned A.P.P submitted that, in the present case the Trial Court has already framed charge on 15th December 2021 and therefore the present Application for quashing of First Information Report along with Chargesheet does not survive.

2. In view thereof, learned counsel for Applicant seeks leave to withdraw present Application with liberty to participate in the said trial and to agitate all his contentions before the Trial Court.

Leave and liberty granted.

3. Application is disposed off as withdrawn with aforesaid liberty.

[PRAKASH D. NAIK, J.]

[A.S. GADKARI, J.]