



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

BAIL APPLICATION NO. 484 OF 2023

ZAKIR GHULAM JILANI KHAN @

ZAKIR KHAN

..APPLICANT

VS.

THE STATE OF MAHARASHTRA AND ANR. ..RESPONDENTS

Adv. Saurabh Tiwari a/w Adv. Mukesh Yadav for the
Applicant.

Adv. Priyanka H. Chavan for Respondent No.2.

Mr. P. H. Gaikwad, APP for the State.

CORAM : M. S. KARNIK, J.

DATE : NOVEMBER 03, 2023

P.C. :

1. Learned counsel for the applicant, on instructions, seeks leave to withdraw the present application with liberty to approach this Court after three months afresh.

2. The applicant was arrested on 24/09/2022. Learned trial Court is requested to record the evidence of the child witness expeditiously in terms of the mandate of Section 35(1) of the Protection of Children from Sexual Offences Act, 2012 (POCSO Act) within a period of 3 months from

the date when this order is placed before the trial Court for its consideration.

3. The application is allowed to be withdrawn with liberty as prayed for or after the evidence of the child witness is recorded in terms of the mandate of Section 35(1) of the POCSO Act, whichever is earlier.

4. The bail application is disposed of in the above terms.

5. I appreciate the valuable assistance rendered by Adv. Priyanka H. Chavan, who appeared on behalf of respondent No.2 in this proceeding. The engagement of Adv. Priyanka H. Chavan be regularised.

(M. S. KARNIK, J.)