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

CRIMINAL APPLICATION NO. 205 OF 2017

Sunil Raghunath Khamkar & Anr. ...Applicants
Versus
The State of Maharashtra ...Respondent

Mr. S. H. Deshpande i/b Mr. Abhishek R. Avachat for the Applicants

Mr. K. V. Saste, A.P.P for the Respondent-State

**CORAM : REVATI MOHITE DERE &
PRITHVIRAJ K. CHAVAN, JJ.
WEDNESDAY, 25th JANUARY 2023**

P.C :

1 Learned counsel for the applicants seeks leave to withdraw the application with liberty to file an appropriate application seeking the applicants' discharge from the said case before the trial Court.

2 The application is accordingly disposed of as withdrawn with liberty as prayed.

3 If an application for discharge is filed (provided charge has not been framed), the learned Judge shall decide the said application on its own merits in accordance with law, uninfluenced by the withdrawal of this application.

4 We make it clear that we have not heard the application on merits and as such, all contentions of all the parties on merits are kept open.

PRITHVIRAJ K. CHAVAN, J.

REVATI MOHITE DERE, J.