

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY****CRIMINAL APPELLATE JURISDICTION****CRIMINAL WRIT PETITION NO. 1299 OF 2023**

Uday Suresh Sonawane

...Petitioner

Versus

The State Of Maharashtra And Anr.

...Respondents

Mr. Ajay L. Bhise a/w Mr. Tejas V. Dhotre Advocate for Petitioner.

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

Mr. Omkar Mulekar for Respondent No.2.

P.S.I. Mr. Umesh More attached to Marine Drive Police Station is present.

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

**DATE : 10<sup>th</sup> APRIL 2023.**

**P.C.:-**

1. Petitioner-Original Accused in C.R. No. 47 of 2022 (C.C.T.N.S. No.56 of 2022), dated 16<sup>th</sup> March 2022, registered with Marine Drive Police Station, Mumbai, under Sections 354-D, 506, 507 and 509 of the Indian Penal Code (I.P.C.), has filed present Petition for quashing of C.C. No.883/PW/2022 pending on the file of learned Additional Chief Metropolitan Magistrate, 8<sup>th</sup> Court, Esplanade, Mumbai, by consent of Respondent No.2, victim.
2. Petitioner has filed Additional Affidavit dated 10<sup>th</sup> April 2023 in support of the Petition.

3. Respondent No.2 has filed an Affidavit dated 10<sup>th</sup> April 2023 duly affirmed before the Assistant Registrar of this Court. In paragraph Nos. 4, 5 and 6 thereof, she has given her 'No Objection' to quash the said proceedings in unequivocal terms.

Respondent No.2 is personally present in the Court and through her Advocate gave her 'No Objection' for quashing of the said proceedings i.e. C.C. No.883/PW/2022 pending on the file of learned Additional Chief Metropolitan Magistrate, 8<sup>th</sup> Court, Esplanade, Mumbai, arising out of C.R. No. 47 of 2022 (C.C.T.N.S. No.56 of 2022), registered with Marine Drive Police Station, Mumbai.

4. In view thereof, Petition is allowed in terms of prayer clause (b).

**(PRAKASH D. NAIK, J.)**

**(A. S. GADKARI, J.)**