

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 3976 OF 2022

Anantrao Kisanrao Shinde

...Petitioner

V/s.

The State Of Maharashtra And Anr.

...Respondents

Mr. Nitin Gaware Patil i/by Mr. D.Y. Kasbe for Petitioner.

Mr. S. S. Hulke, A.P.P. for Respondent No.1-State.

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

DATE : 12th APRIL 2023.

PC.:-

. Petitioner is having substantive alternate remedy by way of preferring an application for discharge and without availing such remedy, Petitioner has directly filed present Petition under Article 226 of the Constitution of India.

2. In view thereof, learned Advocate for Petitioner on instructions seeks leave to withdraw present Petition with liberty to avail alternate remedy i.e. filing of an application for discharge as contemplated under the provisions of Criminal Procedure Code, before the trial Court.

Leave and liberty granted.

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 Petition is disposed off as withdrawn with aforesaid liberty.

(PRAKASH D. NAIK, J.)**(A.S. GADKARI, J.)**