

Nikita

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

WRIT PETITION NO.3000 OF 2022

Rajendra Dashrath Jamdar	... Petitioner
V/s.	
State of Maharashtra and Anr.	... Respondents

Mr. Sushant S. Prabhune for the Petitioner.

Mr. A.R. Patil, APP for the State.

CORAM : AMIT BORKAR, J.

DATED : MARCH 20, 2023

P.C.:

1. By the impugned order, the learned Magistrate has rejected the application of petitioner to issue witness summons to the Manager, Bank of Maharashtra. The Magistrate has rejected the application observing that the accused will have to prove such facts during evidence. In my opinion, the writ petition can be disposed of by granting liberty to the petitioner to file such application once his evidence starts.

2. The writ petition is disposed of with liberty to the petitioner to file appropriate application for calling Branch Manager of the Bank of Maharashtra once his evidence starts.

(AMIT BORKAR, J.)