

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

CRIMINAL APPLICATION NO.659 OF 2022

Chetan Valmik Motkari and others	Applicants
versus	
The State of Maharashtra and another	Respondents

Ms.Pranita Hingmire, Advocate for Applicants.

Ms.M.M.Deshmukh, APP, for State.

Mr.Tushar Sonawane, Advocate for Respondent no.2.

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

DATE : 26th April 2023

PC :

1. Admittedly, even as per submission of learned Advocate for Applicants, after completion of investigation in the present crime i.e. C.R No.I-4 of 2022, dated 4th January 2022, registered with Mumbai Naka Police Station, Nashik, Police have submitted charge sheet.

2. In view thereof, learned Advocate for Applicants on instructions seeks leave to withdraw present Application with liberty to file an application for discharge as contemplated under the provisions of Cr.PC, before the Trial Court.

Leave and liberty granted.

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 Application is disposed off as withdrawn with aforesaid liberty.

4. It is made clear that, present Application is disposed off on the ground that, Applicants are having substantive alternate remedy

under the provisions of Cr.PC and this Court has not adjudicated the issues involved in the present Application. The Trial Court will not get influenced by the fact of withdrawal of present Application by Applicants while deciding their discharge application.

(PRAKASH D. NAIK, J.)

(A.S.GADKARI, J.)

MST