

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

CRIMINAL WRIT PETITION NO. 37 OF 2021

Sailesh Prataprai Tolia & Anr. ...Petitioners
Versus
The State of Maharashtra & Anr. ...Respondents

Mr. R. D. Soni i/b Mr. Tushar R. Momaiyah for the Petitioners

Mr. K. V. Saste, A.P.P for the Respondent No.1-State

Mr. V. R. Kastle for the Respondent No. 2

**CORAM : REVATI MOHITE DERE &
PRITHVIRAJ K. CHAVAN, JJ.
FRIDAY, 13th JANUARY 2023**

P.C :

1 Learned counsel for the petitioners seeks leave to withdraw the petition with liberty to file an application seeking the petitioners' discharge from the case, before the trial Court.

2 The petition is accordingly disposed of as withdrawn with liberty as prayed.

3 If an application for discharge is filed by the petitioners before the trial Court, learned Judge to decide the said application on its own merits, in accordance with law, uninfluenced by the withdrawal of this petition.

4 All contentions of all parties on merits are kept open.

PRITHVIRAJ K. CHAVAN, J.

REVATI MOHITE DERE, J.