

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL WRIT PETITION NO. 3574 OF 2016****WITH****INTERIM APPLICATION NO. 2127 OF 2022**

Kishore Dharmabalan Mundakel And Anr. ... Petitioners/Applicants

V/s.

State Of Maharashtra And Anr. ... Respondents

Mr. Vinod Thekkara for Petitioners/Applicants.

Ms. G. P. Mulekar, APP for Respondent No.1-State.

Mr. Yash Wardhan Tiwari a/w Ms. Geeta Kishor Mundakel for Respondent No.2.

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

DATE : 13th MARCH, 2023.

PC. :

1. At the outset, learned counsel appearing for Respondent No.2 pointed out that, after vacation of interim relief by this Court by its Order dated 10th February, 2020 and the subsequent directions issued by Order dated 21st March, 2022, the trial Court i.e. learned Metropolitan Magistrate, Court No.27, Mulund, Mumbai has proceeded with the Sessions Case bearing C.C. No. 11/PW/2020 and charge has also been framed by an Order dated 25th August, 2022.

2. In view thereof, learned Advocate for Petitioner on instructions seeks leave to withdraw present Petition with liberty to contest the said C.C.

No. 11/PW/2020 pending on the file of learned Metropolitan Magistrate,
Court No.27, Mulund, Mumbai.

Leave and liberty granted.

3. Petition is disposed off as withdrawn with aforesaid liberty.
4. In view of disposal of Petition, Interim Application No. 2127 of 2022 does not survive and is also disposed off.

(PRAKASH D. NAIK, J.)

(A.S. GADKARI, J.)