

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

CRIMINAL APPLICATION NO.748 OF 2023

Anil Deepchand Rajpal

.... Applicant

versus

The State of Maharashtra & Anr.

.... Respondents

.....

- Mr. Tariq Khan, Advocate for Applicant.
- Mr. N. B. Patil, APP for the State/Respondent.

CORAM : SARANG V. KOTWAL, J.
DATE : 09th AUGUST, 2023

P.C. :

1. The Applicant has challenged the final order dated 09/06/2023 passed by the Special Executive Magistrate, Chembur Division, Mumbai, in Chapter Case No.11 of 2023. Since it is a final order, the Criminal Revision Application would be maintainable before the Court of Sessions. In the impugned order it is mentioned that the Applicant was informed that he could approach the Court of Sessions challenging the impugned order.

2. Considering this, the learned counsel for the Applicant seeks withdrawal of this Application with liberty to approach the Court of Sessions by filing the Criminal Revision Application.
3. Permission to withdraw this application with such liberty is granted. In case, the question of delay in filing the said Criminal Revision Application is raised, the said Court shall consider the fact that the Applicant was pursuing the present application before this Court.
4. If such Revision Application is filed, it shall be decided in accordance with law.
5. With these observations and liberty, the application is allowed to be withdrawn and is disposed of as such.

(SARANG V. KOTWAL, J.)