

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL APPLICATION NO. 640 OF 2021**

Vimal Velayudhan Kutty and Anr.

... Applicants

V/s.

The State of Maharashtra and Anr.

... Respondent

Mr. Irfan Alim Shaikh for Applicant.

Mr. Ajay Patil, APP for Respondent-State.

**CORAM : A.S. GADKARI AND
SHIVKUMAR DIGE, JJ.****DATE : 17th AUGUST, 2023.****PC. :**

1. Mr. Shaikh, learned counsel for Applicant submitted that, as the Investigating Agency has filed charge-sheet, he is having instructions to withdraw present Application with liberty to file an Application for discharge before the Trial Court.

Leave and liberty granted.

2. Disposed off as withdrawn with aforesaid liberty.

3. All contentions of both the parties are kept open.

(SHIVKUMAR DIGE, J.)**(A.S. GADKARI, J.)**