

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO.3582 OF 2023**

Shadab Jamalludin Khan

.. Petitioner

vs.

State of Maharashtra (Through Metropolitan
Magistrate, 66th Court, Andheri, Mumbai)

.. Respondent

Mr. Shravan K. Giri, for the Petitioner.

Mr. V.B. Konde-Deshmukh, APP, for Respondent State.

**CORAM: A. S. GADKARI AND
SHYAM C. CHANDAK, JJ.**

DATE : 11th DECEMBER, 2023.

P. C.:-

1) According to us, present Petition is pre-mature, as the learned Magistrate is yet to pass Order on the Application filed by the Petitioner under Section 156(3) of Cr.P.C. The Order impugned herein, referring the matter for Mediation, is an innocuous Order and does not create right in favour of either of the parties to the complaint.

2) We believe that the learned Magistrate will pass the appropriate Orders on the complaint filed by the Petitioner. We expect from the learned Magistrate, 66th Court, Mumbai, seized of Case No.SW/87 of 2022, to pass appropriate further Orders in the said Application within a period of three months from the date of receipt of present Order.

3) Petition is disposed off, in the aforesaid terms.

(SHYAM C. CHANDAK,J.)

(A. S. GADKARI, J.)