

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL WRIT PETITION NO. 1217 OF 2021**

Mukhtar Jalaluddin Khan

... Petitioner

V/s.

The State of Maharashtra & Anr.

... Respondents

Mr.Pranot P. Pawar a/w. Ms.Kajal Wadhwana i/b. Maharashtra Law Juris for
Petitioner.

Mrs.M.M. Deshmukh, A.P.P. for Respondent No.1-State.

**CORAM : A. S. GADKARI AND
SHIVKUMAR DIGE, JJ.**

DATE : 21st June 2023.

P.C. :

1. Learned counsel for Petitioner, on instructions, seeks leave to withdraw present Petition with liberty to file an application for discharge under the provisions of Criminal Procedure Code before the Trial Court, if charge is not filed till today.

Leave and liberty granted.

2. Disposed off as withdrawn with aforesaid liberty.

3. It is made clear that, present Petition is disposed off on the ground of availability of alternate remedy to the Petitioner and the Trial Court may not get influenced by the fact of withdrawal of present Petition and decide the application of the Petitioner for discharge on its own merits.

[SHIVKUMAR DIGE, J.]

[A.S. GADKARI, J.]