

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL WRIT PETITION NO. 4336 OF 2021**

Mufeez Ahmed Siddiqui And Anr.

... Petitioner

V/s.

The State Of Maharashtra And Anr.

... Respondents

Mr. Husen Shaikh for Petitioner.

Mr. S. S. Hulke APP, for Respondent No.1-State.

Ms. Rebecca Gonsalvez Appointed Advocate for Respondent No.2.

**CORAM : A.S. GADKARI AND
PRAKASH D. NAIK, JJ.****DATE : 13th MARCH, 2023.****PC. :**

1. Learned Advocate for Petitioner on instructions submitted that, during the pendency of present Petition, Police have completed investigation and submitted charge-sheet before the Court of learned Metropolitan Magistrate, Mumbai. He therefore on instructions seeks leave to withdraw present Petition with liberty to file an Application for discharge under Sections 239 of the Cr.P.C. before the trial Court.

Leave and liberty granted.

2. Petition is disposed off as withdrawn with aforesaid liberty.

3. It is made clear that, this Court has not adjudicated issue involved in the present Petition and the parties herein are at liberty to agitate their contentions before the trial Court.

(PRAKASH D. NAIK, J.)**(A.S. GADKARI, J.)**