

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY****CRIMINAL APPELLATE JURISDICTION****CRIMINAL WRIT PETITION NO. 5842 OF 2021**

Lal Baban Pathan

... Petitioner

**V/s.**

The State of Maharashtra &amp; Anr.

... Respondents

Mr. Niranjana Bhavake for Petitioner.

Mr. Ajay Patil, APP for Respondent-State.

**CORAM : A.S. GADKARI AND  
SHIVKUMAR DIGE, JJ.****DATE : 14<sup>th</sup> JUNE, 2023.****PC. :**

1. Admittedly, after completion of investigation of present crime i.e. C.R. No.298/2021 registered with Bhosari Police Station, Pimpri-Chinchwad, police have submitted charge-sheet.

2. Learned counsel for the Petitioner therefore, on instructions, seeks leave to withdraw Petition with liberty to adopt alternate remedy i.e. to file an application for discharge before the Trial Court as contemplated under the provisions of Cr.PC.

Leave and liberty granted.

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 Petition is disposed off as withdrawn with aforesaid liberty.

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