

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL WRIT PETITION NO.3631 OF 2022

|                                     |             |
|-------------------------------------|-------------|
| Janardan Mitharam Jangale           | Petitioner  |
| versus                              |             |
| The State of Maharashtra and others | Respondents |

Adv.Jai Kanade with Mr.Rahul R. Shirgavkar, Advocates for Petitioner.

Mrs.S.D.Shinde, APP, for State.

**CORAM :   A.S.GADKARI AND  
             PRAKASH D.NAIK, JJ.**

**DATE     :   6<sup>th</sup> January 2023**

**PC :**

1. By the present petition, Petitioner is seeking registration of crime on the basis of his complaint against certain persons.
2. Petitioner has a substantive alternate remedy available under the provisions of Criminal Procedure Code and without availing such a remedy, Petitioner has directly approached this Court under Article 226 of Constitution of India. Even otherwise, a Writ Petition under Article 226 of the Constitution of India for lodgment of FIR is not maintainable.
3. In view of the above, learned Advocate for the Petitioner, on instructions in writing from the Petitioner, seeks leave to withdraw present Petition with liberty to file a private complaint, as may be

permissible under the provisions of law.

Leave and liberty granted.

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 Petition is disposed off as withdrawn with aforesaid liberty.

(PRAKASH D. NAIK, J.)

(A.S.GADKARI, J.)

MST