

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

CRIMINAL APPLICATION NO.1108 OF 2018

|                                      |             |
|--------------------------------------|-------------|
| Govind Kondiba Tanpure               | Applicant   |
| versus                               |             |
| The State of Maharashtra and another | Respondents |

Ms.Smita R. Gaidhani, Advocate for Applicant.

Ms.G.P.Mulekar, APP, for State.

Mr.Shantanu Raktate with Mr.Amar D. Parsekar and Saurav N. Katkar, Advocate for Respondent no.2.

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

**DATE     :   5<sup>th</sup> April 2023**

**PC :**

1.     Admittedly after completion of investigation of C.R No.174 of 2017 registered with Rajgad Police Station, District Pune, police have submitted charge sheet in the Court of learned Additional Sessions Court, at Pune.

2.     Learned Advocate for Applicant therefore on instructions seeks leave to withdraw present application with liberty to file an application for discharge as contemplated under the provisions of Cr.PC before the Trial Court.

Leave and liberty granted.

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     Application is disposed off as withdrawn with aforesaid liberty.

4.     It is made clear that this Court has not adjudicated the issues

involved in the present Application and it is disposed off on the ground of availability of alternate remedy. The Trial Court while hearing an Application u/s.227 of Cr.PC for discharge may not get influenced by withdrawal of present application.

**(PRAKASH D. NAIK, J.)**

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

MST