



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

BAIL APPLICATION NO. 2956 OF 2023

HARKISHANKUMAR BUDHAN

MANDAL

..APPLICANT

VS.

THE STATE OF MAHARASHTRA

..RESPONDENT

Adv. Arvind R. Singh for the Applicant.

Mr. N. B. Patil, APP for the State.

CORAM : M. S. KARNIK, J.

DATE : OCTOBER 25, 2023

P.C. :

1. Learned counsel for the applicant, on instructions, seeks leave to withdraw the present application with liberty to apply after six months

2. In the facts and circumstances of the present case, the trial Court is requested to record the deposition of the child witness expeditiously in terms of the mandate of Section 35(1) of the Protection of Children from Sexual Offences Act, 2012 (POCSO Act). It is one of the contention of the learned counsel for the applicant that the victim is a major.

- 3.** The application is allowed to be withdrawn with liberty to apply after six months or after the evidence of the child witness is recorded in terms of Section 35(1) of the POCSO Act, whichever is earlier.
- 4.** The application is disposed of in the above terms.
- 5.** All the contentions of the parties are kept open.

(M. S. KARNIK, J.)