

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

CRIMINAL APPLICATION NO.1723 OF 2019

Dr. Anand Prem Ojha
and others

.....Applicants

Versus

State of Maharashtra
and another

.... Respondents

Mr. Anurag Jain, Advocate for the Petitioner.

Mr. Nitin P. Deshpande, Advocate for the Respondent No.1.

Ms. M. R. Tidke, APP for the Respondent-State.

CORAM : SARANG V. KOTWAL, J.

DATE : 27th JUNE, 2023

P.C. :

1. In view of the order passed in Criminal Writ Petition No.2911/2016 whereby the Applicant No.1 is granted permission to file his appearance and contest the proceedings before learned J.M.F.C., Pune in Criminal Misc. Application No.469/2014, I am not inclined to entertain this Criminal Application for quashing of the complaint at this stage. No particular order is challenged in this application.

2. Since the order passed by the learned Magistrate of proceeding ex parte is set aside in Criminal Writ Petition No.2911/2016, the Applicant No.1 gets an opportunity to appear before the Magistrate and putforth his case. Therefore, at this stage, I am not inclined to quash the complaint. Hence, this Criminal Application is also disposed of. In case any adverse order is passed against the Petitioner, it can be challenged in accordance with law. Contentions of both the parties are left open.

(SARANG V. KOTWAL, J.)