

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL APPLICATION (APL) NO. 93 OF 2023**

Loy K. D'penha

... Applicant

V/s.

The State of Maharashtra & Anr.

... Respondents

Mr.Aseem Naphade i/b. Mr.Brian D'lima for Applicant.

Mr.Ajay Patil, A.PP for Respondent No.1-State.

Mr.Parvez Memon a/w.Mr.Siddhant Dhavale i/b. MZM Legal LLP for Respondent No.2.

**CORAM : A. S. GADKARI AND
SHIVKUMAR DIGE, JJ.****DATE : 4th July 2023.****P.C. :**

1. Learned counsel for Applicant, on instructions from the Applicant who is personally present in the Court, seeks leave to withdraw present application with liberty to file an application for discharge as contemplated under the provisions of Criminal Procedure Code, before the Trial Court.

Leave and liberty granted.

2. Disposed off as withdrawn with aforesaid liberty.

3. All contentions of both the parties are expressly kept open.

[SHIVKUMAR DIGE, J.]**[A.S. GADKARI, J.]**