

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

CRIMINAL APPLICATION NO. 1631 OF 2023

Hifzur Rehman Ansari & Anr.

..Applicants.

Versus

The State of Maharashtra & Anr.

..Respondents

Mr. Ganesh Gupta for Applicants.

Mr. Arfan Sait, APP for State/Respondent No.1.

CORAM : SARANG V. KOTWAL, J.

DATE : 22 DECEMBER 2023

PC :

1. Learned counsel for the Applicants seeks permission to withdraw this application at this stage, because his criminal revision application is pending before the Court of Session, Greater Mumbai, vide Criminal Revision Application No.1020 of 2023. He submits that, liberty may be granted to approach this Court if the revision application is decided against him.

2. Considering this request, the application is allowed to be withdrawn with liberty to the applicants to approach this Court challenging the order of the learned Magistrate which is the subject matter of the revision application before the Session Court;

if that revision application is decided against the applicants.

3. With this observation and liberty the application is allowed to be withdrawn and is disposed of.

4. It is made clear that this Court has not made any observations on the merit of the matter or even on the maintainability of the revision application.

(SARANG V. KOTWAL, J.)