



+IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL APPEAL (APEAL) NO.630 OF 2023

Sheikh Tahir Sheikh Rafik

.Vs.

State of Maharashtra, through PSO, PS Wani, District Yavatmal and another

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions Court's or Judge's orders.
and Registrar's Orders.

Mr S. V. Sirpurkar, Counsel for the appellant

Ms Sneha Dhote, APP for the State

Mr Ganesh Khanzode, Counsel for respondent No.2

CORAM : SHIVKUMAR DIGE, J.

DATE : NOVEMBER 09, 2023

1. Heard learned counsel for the appellant, learned APP for the State and learned counsel for respondent No.2.
2. Learned APP submits that charge-sheet has been filed and after filing of charge-sheet application was not filed before the trial Court.
3. Learned counsel for the appellant on instructions seeks leave to withdraw this appeal with liberty to file fresh application before the trial Court after filing of charge sheet.
4. Considering the request of learned Advocate for the appellant, the appeal is allowed to be withdrawn.
5. The criminal appeal stands **disposed of**, as

withdrawn with liberty to file fresh application before the trial court after filing of charge-sheet.

6. After filing of fresh application, the trial court shall decide the application on its own merit.

7. At the request of learned counsel for the appellant liberty is granted to file fresh application before vacation Judge of trial Court.

(SHIVKUMAR DIGE, J.)

Namrata