

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL APPLICATION (APPLN) NO. 128/2022

SHARAD S/O VINAYAK RANGARI
VS
STATE OF MAH. THR. PSO PS AROLI TQ.MOUDA DIST.NAGPUR AND
ANOTHER

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Mr V.B. Gawali, counsel for the applicant/appellant.
Mr S.M.Ghodeswar, APP for the respondent No.1.
Mr A.J.Dhoble, counsel for the respondent No.2.

CORAM : URMILA JOSHI-PHALKE, J.
DATED : 04/07/2023.

1. Heard.
2. Present application is filed for cancellation of bail. The applicant has challenged the order passed by the Sessions Court in Criminal Bail Application No. 1484/2022. In view of Section 439(2) of the Code of Criminal Procedure, this Court and the Sessions Court have similar powers. The Sessions Court can also consider its order while considering the application for cancellation of bail.
3. In view of that Mr V.B. Gawali, learned counsel for the applicant seeks permission to withdraw the present application with liberty to file appeal before the Sessions Court.

4. Hence, the criminal application is disposed of with liberty to file fresh before the Sessions Court.

JUDGE