

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

CRIMINAL WRIT PETITION NO. 621 OF 2017

Barun Kashyap Bhuyan	 Petitioner
v/s.	
The State of Maharashtra	 Respondent

Mr. Vijay Hiremath for the Petitioner.
Mr. J.P. Yagnik, APP for the State.

**CORAM: A.S. GADKARI AND
SHYAM C. CHANDAK, JJ.**

DATED : 13th FEBRUARY, 2024.

P. C. :-

- 1) Learned APP on instructions from Mr. Sunildatta Gomare, PSI attached to Amboli Police Station, Mumbai submitted that, investigation of the present case is completed however in view of the Order dated 16th February, 2017, chargesheet has not been filed. He further submitted that, as there was restraining Order passed by this Court, the necessary sanction is not yet obtained from the Competent Authority. That, after receipt of sanction, the Investigating Agency will submit chargesheet against the Petitioner.
- 2) As the Investigating Agency is intending to file chargesheet, the Petitioner is having alternate statutory remedy under the provisions of Cr.P.C. before the trial Court.
- 3) In view thereof, learned advocate for the Petitioner seeks leave to withdraw the Petition with liberty to adopt alternate remedy before the

trial Court, if police submits chargesheet.

Leave and liberty granted.

4) Petition is disposed off as withdrawn with aforesaid liberty.

(SHYAM C. CHANDAK, J.)

(A.S. GADKARI, J.)

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