



IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.2519 OF 2024

Jeet Export Through Its Proprietor
Ravindra Vitthal Tanwade

.....Petitioner

Vs.

Avinash Khade & Ors.

.....Respondents

Mr. Manoj Mishra for the Petitioner.

Mr. V. A. Kulkarni, APP, for Respondent No.7-State.

CORAM : A. S. GADKARI AND
DR NEELA GOKHALE, JJ.
DATE : 24th JUNE, 2024.

P.C.:-

1) An Order passed by a Court of competent jurisdiction is challenged by way of present Petition under Article 226 of the Constitution of India, which is not maintainable in view of Constitution Bench Judgment in the case of *Naresh Mirajkar v. State of Maharashtra*¹ and reaffirmed in the case of *A. R. Antulay. v. R. S. Naik & Anr.*²

2) Thus, the present Petition is not maintainable in law and accordingly dismissed *in limine*.

(DR NEELA GOKHALE, J.)

(A.S. GADKARI, J.)

1 AIR 1967 SC 1.

2 (1988) 2 SCC 602.