

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO. 3457 OF 2024**

Mr. Nikhil Prakash Uttekar & Ors.

.....Petitioners

Vs.

The State of Maharashtra & Anr.

.....Respondents

Mr. Abhishek R. Avachat for the Petitioners.

Mr. Anand S. Shalgaonkar, A.P.P. for the Respondent-State.

Mr. S. H. Deshpande for Respondent No. 2.

W.P.S.I. Ms. Kalpana Kale, Sahakarnagar Police Station present.

**CORAM : A. S. GADKARI AND
DR. NEELA GOKHALE, JJ.**

DATE : 13th AUGUST 2024.

P.C.:-

1) As the trial of R.C.C. No. 212 of 2011, pending on the file of learned Judicial Magistrate First Class (Court No. 4), Pune has already commenced and as of today six witnesses have already been examined by the prosecution, this Court is not inclined to grant any relief as prayed for at such a belated stage.

1.1) In view thereof, learned counsel for the Petitioners on instructions seeks leave to withdraw the Petition with liberty to contest said R.C.C. No. 212 of 2011, before the trial Court.

1.2) Leave and liberty granted.

2) Petition is disposed off as withdrawn with aforesaid liberty.

(DR. NEELA GOKHALE, J.)

(A. S. GADKARI, J.)