



Gaikwad RD

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO.4050 OF 2024

Nanji Masri Gujaria
Versus
State Of Maharashtra

...Petitioner

...Respondent

Mr. M. V. Thorat, *for the Petitioner.*
Smt. Mahalakshmi Ganapathy, APP, *for Respondent-State.*

CORAM Dr. Neela Gokhale, J.
DATED: 18th November 2024

PC:-

1. The present Petition seeks quashing and setting aside order dated 15th July 2024 passed below Exhibit 13 along with order of the same date framing charges below Exhibit No.10 passed by the learned Additional Chief Judicial Magistrate, 4th Court, Girgaon, Mumbai in C.C.No.389/PW/2021.

2. After advancing some arguments, Mr. Thorat, learned counsel appearing for the Petitioner seeks permission to withdraw the present Petition with liberty to assail the said order of framing of charges before the jurisdictionally competent Court, in appropriate proceedings.

3. Permission as sought is granted
4. If such Application is made, the same shall be decided on its own merits in accordance with law without being influenced by withdrawal of this Petition.
5. It is made clear that, the period from the date of filing the present Petition till today shall be excluded from the period of limitation available to the Petitioner to assail the order before the jurisdictional competent Court.
6. Accordingly the Petition is disposed off as withdrawn, with the aforesaid liberty.

(Dr. Neela Gokhale, J)