



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

30 CRIMINAL WRIT PETITION NO.11 OF 2025

HRUSHIKESH GOVARDHAN SANAP

VERSUS

THE STATE OF MAHARASHTRA AND OTHERS

...

Mr. S.S. Thombre, Advocate for petitioner

Mr. N.R. Dayama, APP for respondent Nos.1 to 5

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CORAM : SMT. VIBHA KANKANWADI &
SANJAY A. DESHMUKH, JJ.

DATE : 30th APRIL, 2025

ORDER :

- 1 Heard learned Advocate for the petitioner.
- 2 Learned Advocate for petitioner now seeks to withdraw the petition with liberty to approach the jurisdictional Magistrate under Section 156(3) of the Code of Criminal Procedure, 1973. Even in view of the decisions in **Sakiri Vasu vs. State of Uttar Pradesh and others** [(2008) 2 SCC 409], **Sudhir Bhaskarrao Tambe vs. Hemant Yashwant Dhage and others** [(2016) 6 SCC 277] and **M. Subramaniam and another vs. S. Janaki and**

another [(2020) 16 SCC 728] the recourse is available under Section 156(3) of the Code of Criminal Procedure, 1973 (Section 175(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023) to such petitioner who seeks direction to register the First Information Report and, therefore, the petitioner is permitted to withdraw the present petition with liberty as prayed.

(SANJAY A. DESHMUKH, J.)

(SMT. VIBHA KANKANWADI, J.)

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