

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

WRIT PETITION NO. 5287 OF 2019

Rakesh Shah ... Petitioner
vs.
The State of Maharashtra & Ors. ... Respondents

**WITH
INTERIM APPLICATION NO. 3393 OF 2021
IN
WRIT PETITION NO. 5287 OF 2019**

45 Nirvana Hills Welfare Association, Pune ... Applicant

IN THE MATTER BETWEEN

Rakesh Shah ... Petitioner
vs.
The State of Maharashtra & Ors. ... Respondents

**WITH
INTERIM APPLICATION NO. 4798 OF 2023
IN
WRIT PETITION NO. 5287 OF 2019**

Lalit Kumar Jain ... Applicant

IN THE MATTER BETWEEN

Rakesh Shah ... Petitioner
vs.
State of Maharashtra & Ors. ... Respondents

**WITH
INTERIM APPLICATION NO. 4787 OF 2023
IN
WRIT PETITION NO. 5287 OF 2019**

Rakesh Shah ... Applicant
vs.
The State of Maharashtra & Anr. ... Respondents

WITH
WRIT PETITION NO. 917 OF 2020

Lalitkumar Kesarimal Jain ... Petitioner
vs.
The State of Maharashtra & Anr. ... Respondents

WITH
INTERIM APPLICATION NO. 3394 OF 2021
IN
WRIT PETITION NO. 917 OF 2020

45 Nirvana Hills Welfare Association, Pune ... Applicant

IN THE MATTER BETWEEN

Lalitkumar Kesarimal Jain ... Petitioner
versus
The State of Maharashtra & Ors. ... Respondents

WITH
WRIT PETITION NO. 5288 OF 2019

Aparna Goel ... Petitioner
vs.
The State of Maharashtra & Ors. ... Respondents

WITH
(NOT ON BOARD)
INTERIM APPLICATION NO.3395 OF 2021
IN
WRIT PETITION NO. 5288 OF 2019

45 Nirvana Hills Welfare Association, Pune ... Applicant

IN THE MATTER BETWEEN

Aparna Goel ... Petitioner
vs.
The State of Maharashtra & Ors. ... Respondents

**WITH
(NOT ON BOARD)
INTERIM APPLICATION NO. 4786 OF 2023
IN
WRIT PETITION NO. 5288 OF 2019**

Aparna Goel	... Applicant
vs.	
The State of Maharashtra & Ors.	... Respondents

**WITH
(NOT ON BOARD)
INTERIM APPLICATION NO. 4799 OF 2023
IN
WRIT PETITION NO. 5288 OF 2019**

Lalit Kumar Jain	... Applicant
IN THE MATTER BETWEEN	
Aparna Goel	... Petitioner
vs.	
State of Maharashtra & Anr.	... Respondents

**WITH
(NOT ON BOARD)
INTERIM APPLICATION NO. 1786 OF 2024
IN
WRIT PETITION NO. 5288 OF 2019**

Aparna Goel	... Petitioner
vs.	
The State of Maharashtra & Ors.	... Respondents
AND	
45 Nirvana Hills Welfare Association, Pune	... Intervenor

...

Mr.Niranjan Mundargi with Mr.Rahul Agarwal, Ms.Jasmin Purani and Ms.Keral Mehta i/b. Mr.Rahul Agarwal for the Petitioner in WP No. 917 of 2020.

Ms.Pradyumna Sharma with Ms.Aditi Nazre i/b. AZB & Partners for the Petitioners in WP Nos. 5287 of 2019 and 5288 of 2019.

Mr.S.V.Gavand, Addl.PP for the Respondent -State.

Mr.Dhanraj A. Lodha for Respondent No. 2 in WP Nos. 917 of 2020, 5287 of 2019 and 5288 of 2019.

Mr.Yuvraj Narvankar for the Intervenor in IA No. 3393 of 2021.

...

**CORAM : RAVINDRA V. GHUGE &
GAUTAM A. ANKHAD, JJ.**

DATE : 7th August, 2025

P.C.:-

1. Interim Application Nos. 3395 of 2021, 4786 of 2023, 4799 of 2023 and 1786 of 2024, are not on board. On mentioning, taken on board.
2. All the parties before us, including the Intervenors and more specifically, all 71 flat owners, now before us, have settled the dispute *inter se*. Sixty-three flat owners have received possession of their respective flats, while eight flat owners have opted for cancellation by executing cancellation agreements.

3. The learned Addl.PP has taken instructions from Ms. Kalyani Padole, API, Economic Offences Wing (EOW), Pune City, who has addressed a letter dated 7th August, 2025 to the learned Addl.PP. The said letter is taken on record and marked as 'X' for identification. The learned Addl.PP is instructed to state that, upon due verification by the EOW, not a single person remains aggrieved, and the statements made by the Petitioners, Respondents, and the Intervenor, stand confirmed. He is, therefore, instructed to submit that the First Information Report (FIR) bearing No. 330 of 2019, be quashed and set aside by consent of the parties.

4. In view of the above, **these Writ Petitions are disposed off.**

5. The FIR No. 330 of 2019 registered with the Kothrud Police Station and investigated by the EOW, Pune City, stands quashed and set aside.

6. The pending Interim Applications, if any, **would not survive and stand disposed off.**

(GAUTAM A. ANKHAD, J.)

(RAVINDRA V. GHUGE, J.)