

Salgaonkar

MANDIRA MILIND
SALGAONKAR

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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO.363 OF 2024

Puneet Singh Shambhukumar Singh .. Petitioner

Versus

State of Maharashtra .. Respondent

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Ms.Medha Jondhale with Mr.Anand Jondhale, Ms.Rajnandini Jondhale and Mr.Harshvardhan Shinde i/b Jondhale & Co. for the Petitioner.

Mr.S.R.Agarkar, Addl.P.P. for the State/Respondent.

Mr.Subhash Kadam, PSI attached to Vanrai Police Station, present.

CORAM: BHARATI DANGRE &
SHYAM C. CHANDAK, JJ.
DATE : 24th NOVEMBER, 2025

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P.C:-

1. The learned counsel for the Petitioner would submit before us that the charge-sheet filed pursuant to the F.I.R. being registered deserves to be quashed in the wake of a consensual relationship emerging between the two and the legal position supports the aspect that an offence under Section 376 of IPC would not be made out, if it is so established.
2. In our opinion, this is a fit case, where the Petitioner should seek discharge, as now the charge-sheet is filed.

3. In the wake of the aforesaid, we dismiss the Writ Petition, with liberty to avail the remedy of seeking discharge before the competent Court.

While dismissing the Petition, we make it clear that we have not pronounced upon the merits of the matter.

(SHYAM C. CHANDAK, J.)

(BHARATI DANGRE, J.)