

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL WRIT PETITION NO. 4686 OF 2024**

Mayur Kantilal Thorat & Anr.

.....Petitioners

Vs.

The State Of Maharashtra & Anr.

.....Respondents

Mr. Nikhil Hire for the Petitioners.

Smt. Prajakta P. Shinde APP, for the Respondent-State.

Ms. Pranali Kakade, Appointed Advocate for the Respondent No.2.

**CORAM : A. S. GADKARI AND
RAJESH S. PATIL, JJ.****DATE : 22nd AUGUST, 2025.****PC:-**

- 1) Heard Advocate Mr. Hire, appearing for the Petitioners for more than 35 minutes. Perused entire record produced before us.
- 2) Though substantive alternate statutory remedy was and is available to the Petitioners, Mr. Hire, learned Advocate insisted this Court to hear the Petition on merits. Accordingly, we heard him at length.
- 3) After perusing First Information Report, the statement of prosecutrix recorded under Section 164 of Cr.P.C. and other material available on record, when we expressed our view that a *prima facie* case is

made out, even to proceed to frame charge, learned Advocate for the Petitioners on instructions seeks leave to withdraw Petition unconditionally.

3.1) Leave granted.

4) Disposed off as withdrawn.

(RAJESH S. PATIL, J.)

(A.S. GADKARI, J.)

SANJIV
SHARNAPPA
MASHALKAR

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