

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****WRIT PETITION NO. 4739 OF 2024**

Anup Seth

... Petitioner

V/s.

The State of Maharashtra & Anr.

... Respondents

Mr. Aabad Ponda, senior Advocate a/w Mr. Sandeep Karnik and Adv. V. Nimbalkar for Petitioner.

Mr. Ashish I. Satpute, A.P.P. for Respondent No.1-State.

Mr. Rahul Pol, API, Vakola Police Station Mumbai, present.

**CORAM : A. S. GADKARI AND
RAJESH S. PATIL, JJ.**

DATE : 22nd July 2025.

P.C. :

1) As the police have already filed charge-sheet, learned counsel for Petitioner on instructions, seeks leave to withdraw Petition with liberty to avail an alternate remedy of filing an Application for discharge before the trial Court.

1.1) Leave and liberty granted.

2) In the event, Petitioner files an Application for discharge under Section 239 of the Cr.P.C. before the trial Court, we request the learned Judge of the trial Court to consider it on its own merits, without being influenced by the fact of withdrawal of present Petition.

(RAJESH S. PATIL, J.)

(A.S. GADKARI, J.)