

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

CRIMINAL WRIT PETITION NO. 5237 OF 2024

Alberto Bestonso & Ors.

... Petitioners

V/s.

The State of Maharashtra & Anr.

... Respondents

Mr. Paresh Thakkar, for Petitioners.

Mr. Ajay S. Patil, A.P.P. for Respondent-State.

Mr. Suresh Desavale, P.S.I. attached to Bandra Police Station, Mumbai.

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

DATE : 18th August, 2025.

P.C. :

1) Mr. Patil learned APP for the Respondent-State, on instructions submitted that, after completion of investigation of present crime charge-sheet has been filed by the Police on 9th June, 2025 in the Court of 12th Judicial Magistrate First Class, Bandra, Mumbai and the same has been numbered as CC No.1244/PW/2025.

2) In view of the ratio laid down by the Hon'ble Supreme Court in the case of *Neeta Singh & Ors. Vs. The State of Uttar Pradesh & Ors., Special Leave to Appeal (Cri.) No. 13578/2024, dated 15/10/2024*, present Petition for quashing of FIR has become infructuous.

3) Learned Advocate for the Petitioners therefore seeks leave to withdraw the Petition with liberty to assail either the Order of taking cognizance or to file an Application for discharge before the trial Court.

- 3.1) Leave and liberty granted.
- 4) Disposed off as withdrawn with aforesaid liberty.

(RAJESH S. PATIL, J.)

(A.S. GADKARI, J.)