

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

WRIT PETITION NO. 2994 OF 2025

Swapan Sudev Dey

... Petitioner

V/s.

State of Maharashtra

... Respondent

Mr. Hitesh Phulwani (through vc) for the Petitioner.

Mr. Ashish I. Satpute, A.P.P. for Respondent-State.

Mr. Amol Dhumal, P.S.I. attached to Hill Line Police Station, Ulhasnagar.

**CORAM : A. S. GADKARI AND
RANJITSINHA RAJA BHONSALE, JJ.**

DATE : 24th DECEMBER, 2025

P.C. :

1) Petition was called out in the morning session, when Advocate Mr.Phulwani, appeared through video conferencing. During the course of hearing, we expressed our view that, prayers in the Petition cannot be granted, as it amounts to granting relief under Order 39 Rule 1 of C.P.C.

2) Advocate Mr.Phulwani, therefore sought time to take instructions and the Petition was kept back to be called at the end of the Board.

2.1) When Petition was called out on the second occasion, none appears for the Petitioner.

3) Dismissed for non-prosecution.

(RANJITSINHA RAJA BHONSALE, J.)

(A.S. GADKARI, J.)