

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

**WRIT PETITION NO. 6704 OF 2025**

|                          |     |             |
|--------------------------|-----|-------------|
| Khatri Faisal Irfan      | ... | Petitioner. |
| V/s.                     |     |             |
| The State of Maharashtra | ... | Respondent. |

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Mr. Sunny Punamiya i/b Mr. Dilip Shukla, for the Petitioner.  
Mr. Ajay S. Patil, A.P.P. for the Respondent- State.

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**CORAM : A. S. GADKARI AND  
RANJITSINHA RAJA BHONSALE, JJ.**  
**DATE : 11<sup>th</sup> DECEMBER 2025.**

**P.C.:-**

- 1) By the present Petition under Article 226 of the Constitution of India, the Petitioner has impugned Order dated 12<sup>th</sup> August 2025, passed below Exhibit 11 in MPID Special Case No. 645 of 2025 by the learned Designated Judge under MPID Act.
- 2) The Constitution Bench of Hon'ble Supreme Court in the case of *Naresh Shridhar Mirajkar & Ors. Vs. State of Maharashtra*, reported in *AIR 1967 SC 1*, has held that such Petitions are not maintainable under Article 226 of the Constitution of India, impugning the judicial orders.
- 3) In view thereof, learned counsel for the Petitioner on instructions seeks leave to withdraw Petition with liberty to challenge the said Order dated 12<sup>th</sup> August, 2025, by adopting the remedy of Appeal as provided under the MPID Act.

- 3.1.) Leave and liberty granted.
- 4) Disposed off as withdrawn with aforesaid liberty.
- 5) As far as prayer clause (b) is concerned, the Petitioner is at liberty to challenge the said Notification by filing a separate Petition, if so advised, and as may be permissible in law.

**(RANJITSINHA RAJA BHONSALE, J.)**

**(A.S. GADKARI, J.)**

KIRAN  
SANJAY  
GHUGE

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