

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL BAIL APPLICATION NO. 2567 OF 2025

Vijay Adinath Rakh and Anr.

...Applicants

Versus

The State of Maharashtra

...Respondent

Mr. Shantanu Kolhe i/b Mr. Nitin Gaware Patil, learned Advocate for the Applicant.

Ms. Anamika Malhotra, learned A.P.P. for the State/Respondent.

CORAM : ASHWIN D. BHOBE, J.

DATE : 31st JULY 2025.

P.C. :

1. Heard Mr. Shantanu Kolhe, learned Advocate for the Applicant and Ms. Anamika Malhotra, learned A.P.P. for the State/Respondent.

2. By the present Application filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (“**BNSS**” for short), the Applicant is before this Court seeking regular bail in connection with Crime No. 266 of 2025 registered with Sinhgad Road Police Station, District-Pune City for the offences punishable under Sections 8(c), 20(b) & 20(b)(ii) and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (“**NDPS**” for short).

3. Mr. Shantanu Kolhe, learned Advocate for the Applicant has circulated a *praecipe* of today’s date seeking withdrawal of the

present Bail Application. Said *praecipe* is taken on record and marked as “X” for identification. He submits that the Applicant intends to file a fresh Bail Application before the learned Special Court under the NDPS Act at Pune, in view of the change in circumstances arising upon filing of the charge-sheet. He therefore seeks withdrawal of the present Bail Application.

4. Ms. Anamika Malhotra, learned A.P.P. for the State/Respondent does not object to grant of the request made by Mr. Shantanu Kolhe, learned Advocate for the Applicant.

5. In view of the statement made by Mr. Shantanu Kolhe, learned Advocate for the Applicant, leave granted to withdraw the present Bail Application with liberty as prayed. If any such Bail Application is filed by the Applicant before the learned Trial Court, then the same shall be considered on its own merits and in accordance with law.

6. In view of the above, Criminal Bail Application No. 2567 of 2025 is dismissed as withdrawn with liberty as prayed.

[ASHWIN D. BHOBE, J.]

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