

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO. 675 OF 2026**

Mithilesh D. Rajput And Anr. ... Petitioners
V/s.
The State of Maharashtra & Anr. ... Respondents

Mr. Sunil Mishra, for the Petitioners.

Mr. Tanveer Khan, APP for the Respondent – State.

CORAM : ASHWIN D. BHOBE, J.

DATE : 16th FEBRUARY, 2026.

P.C. :

1. This Petition filed on 2nd February, 2026 seeks the following reliefs:

b) That the impugned summons issued to the Petitioners in the criminal case No. SS/3338/2013 pending before the 30th Court of Ld. Judicial Magistrate First Class at Kurla, Mumbai may be set-aside and/or quashed and/or a direction in the like nature be issued thereby declaring the said summons to be illegal, null and void and hence, be quashed qua the petitioners.

c) That the criminal case No. SS/3338/2013 pending before the 30th Court of Ld. Judicial Magistrate First Class at Kurla, Mumbai may be set-aside and/or quashed and/or a direction in the like nature be issued thereby declaring the said summons to be illegal, null and void and

hence, be quashed qua the petitioners.

2. Though the petition does not make a reference to the date of the impugned order, however, the impugned order which is at page No. 21 indicates the same was passed on 20th November, 2013.

3. Mr. Khan, learned APP for the state raised preliminary objections, firstly to the maintainability of the present petition on the ground that the impugned FIR is a revisable order and secondly on the ground of delay and latches.

4. Faced with the said objection, Mr. Sunil Mishra, learned Advocate for the Petitioner sought a passover. After the passover, at his request the matter was taken up. Mr. Sunil Mishra, on instructions from the Petitioners crave leave to withdraw the present Petition. Request made by Mr. Mishra, not objected to by Mr. Khan, learned APP.

5. In view of the above request made by Mr. Sunil Mishra, leave granted to withdraw the present Petition.

6. Criminal Writ Petition No. 675 of 2026 is disposed of as withdrawn.

(ASHWIN D. BHOBE, J.)