

N.S.Kamble

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

CRIMINAL ANTICIPATORY BAIL APPLICATION NO. 368 OF 2026

Jitendrakumar Prabhat Baraiya	...Applicant
<u>VERSUS</u>	
Union Territory Of Dadra And Nagar Haveli And Daman And Diu And Anr	...Respondents

WITH

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<u>VERSUS</u>	
Union Territory Of Dadra And Nagar Haveli And Daman And Diu And Anr	...Respondents

Mr.Pawan Mali a/w Mr.Kartik Garg, Ms.Yagni Sarvankar, for the Applicant.
Mr.S.S. Pednekar, APP for Respondent-State.
Mr.Ashwin Thool a/w Mr.Archishmati Chandramore, for the Respondent-
Union Territory.

CORAM : SHIVKUMAR DIGE, J.

DATE : 15th JUNE 2026

P.C. :

1. Heard learned counsel for the Applicant, learned APP and learned SPP for Union Territory.

2. The learned SPP, on instructions, submit that already one notice was given under Section 35(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023 ('BNSS Act' for short) and fresh notice will be given to the Applicant.

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3. Considering the submission of the learned SPP, the learned counsel for the Applicant, on instructions, seeks leave to withdraw this Application, as notice under Section 35(3) of the BNSS Act is being given to the Applicant.

4. Both Applications are disposed of.

5. It is made clear that this Court has not heard the matters on merits. All contentions of both the parties are kept open.

(SHIVKUMAR DIGE, J.)