

MPBalekar

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

**INTERIM APPLICATION NO. 787 OF 2026
IN
CRIMINAL WRIT PETITION NO. 4269 OF 2014**

Hetal Naren Thakore	Applicant /
	... Petitioner
V/s.	
Sr. Inspector of Police & Ors.	... Respondents

Adv. Dimple Shah a/w Varun Shah i/by Ashish Sawant
for the Applicant / petitioner.

Mr. Swapnil V. Walve, APP, for the State – Respondent
No. 1.

Adv. Sheetal Shah a/w Vinisha i/by M/s. Mehta &
Girdharlal for respondent No.9

Payal Pardeshi, PSI, present.

CORAM : AMIT BORKAR, J.

DATED : MARCH 11, 2026

P.C.:

1. The interim application is filed for seeking a direction to discharge the applicant under Section 169 of Code of Criminal Procedure, 1973. The exercise of power of discharge being discretionary, the Superior Court cannot direct the Magistrate to exercise such discretion in particular manner. However, it is made clear that pendency of this petition shall not preclude the Magistrate from passing appropriate order on appropriate application in accordance with law.

2. The interim application stands disposed of.

3. The Magistrate shall pass appropriate order on the Closure Report within a period of eight weeks.

(AMIT BORKAR, J.)