

Vinod Ramchandra Gangwani vs The State Of Maharashtra on 25 January, 2024

Author: N. R. Borkar

Bench: Anuja Prabhudessai, N. R. Borkar

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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION (ST) NO. 183 OF 2024

Vinod R. Gangwani	...Petitioner
Versus	
State of Maharashtra	...Respondent

Mr. Tushar Sonawane a/w. Ms Pooja Satpute for the Petitioner.
Mr. Ajay Patil, APP for the Respondent/State.

CORAM : SMT ANUJA PRABHUDESSAI &
N. R. BORKAR, JJ.

DATED : 25 JANUARY 2024.

PC:-

1. Heard. Admit.
2. The petitioner seeks quashing of FIR No. 797 of 2023 registered at Kolsewadi Police Station, Thane city for offences under Sections 188, 272, 273, 328 read with 34 of the Indian Penal Code and Sections 26(2)(i), 26(2)(a), 27(3)(c), 30(2) of the Food Safety and Standard Act, 2006.
3. Learned counsel for the petitioner states that the issue regarding applicability of Section 328 of the IPC is pending before the Hon'ble Supreme Court.
4. He submits that the petitions, i.e., Criminal Writ Petition Nos.4030 of 2023, 3934 of 2023, 3936 of 2023 and 3935 of 2023, challenging similar offence have been admitted and stayed since the issue of applicability of Section 328 of the IPC is pending before the Hon'ble Supreme Court.

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5. Considering the said fact, further proceedings arising out of FIR No.797 of 2023 registered at Kolsewadi Police Station, Thane city are stayed qua the petitioner.

(N.R. BORKAR, J.) (SMT. ANUJA PRABHUDESSAI, J.)