

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

WRIT PETITION NO.3767 OF 2026

ARJUN
VITTHAL
KUDHEKAR

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Date: 2026.09.22
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Uday Network Technologies & Anr.

...Petitioners

Versus

Compuage Infocom Ltd. & Anr.

...Respondents

Mr. Akshay Patil a/w Jarin Doshi, Krushna Wankhade & Prateek Jain i/b Ranchoddas & Co., for the Petitioners.

Ms. Gayatri Mohite a/w Dhrupad Vaghani, Ashutosh Agarwal, Ashwath Kumar Reddy & Ronit Doshi i/b Anchorstone Legal, for Respondent No.1.

Ms. S. M. Yadav, APP, for the Respondent No.2-State.

Coram: Madhav J. Jamdar, J.

Date: 22 September 2026

P.C.:

1. At the outset, Ms. Mohite, learned Counsel appearing for Respondent No.1, submits that there is an alternate remedy to challenge the impugned Order of issuing process.
2. In view of the said contention raised by Ms. Mohite, learned Counsel for Respondent No.1, Mr. Patil, learned Counsel appearing for the Petitioners, on instructions, seeks withdrawal of the Writ Petition with liberty to adopt appropriate alternate proceedings.
3. Accordingly, the Writ Petition is allowed to be withdrawn and disposed of with liberty as sought.

4. The Petitioner is entitled to get the benefit of Section 14 of the *Limitation Act, 1963*.

5. It is clarified that this Court has not considered the merits and all contentions on merits are expressly kept open.

[Madhav J. Jamdar, J.]