

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR
CRIMINAL APPELLATE JURISDICTION

APPLICATION FOR LEAVE TO APPEAL(PVT.) NO. 153 OF 2022

Bhimrao Bhau Mote ...Applicant
Versus
Gajanan Balu More And Anr. ...Respondents

.....
Mr. Mahindra Deshmukh for Applicant.
Mr. P. P. Deokar, APP for the Respondent-State.

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CORAM : SHIVKUMAR DIGE, J.
DATE : 9th OCTOBER, 2025

P.C.

1. Heard learned counsel for Applicant and learned APP for the Respondent No.2-State.
2. Learned counsel for Applicant on instructions seeks leave to withdraw this appeal with liberty to file appeal before the learned Sessions Court as per the view of the **Hon'ble Apex Court in the case Celestium Financial Vs. Ghanasekaran Etc¹.**
3. Considering the submission of learned counsel for Applicant, Application is allowed to be withdrawn with aforesaid liberty.
4. Application is dismissed and disposed of as withdrawn.

1 2005 SC 2099

5. Learned Sessions Judge shall consider the issue of delay as the present application was pending.

(SHIVKUMAR DIGE, J.)