

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****INTERIM APPLICATION NO. 2794 OF 2023****IN****CRIMINAL APPEAL NO. 903 OF 2023**

Abhay Digambar Kate

... Applicant/Appellant

V/s.

The State of Maharashtra

... Respondent

Mr. Veerdhaval Kakade for Appellant.

Mr. Hrishikesh Avhad h/f. Mr. Shailesh D. Chavan for Intervenor.

Mr. S.V. Gavand, A.P.P. for Respondent-State.

**CORAM : A. S. GADKARI AND
SHYAM C. CHANDAK, JJ.****DATE : 6th February 2024.****P.C. :**

1) After hearing learned Advocate for the Applicant at length, when this Court was not inclined to grant relief of bail at this stage, learned Advocate on instructions seeks leave to withdraw application with liberty to file a fresh application for bail, if the substantive Appeal preferred by the Applicant is not taken up for hearing within a period of two years from today.

Leave and liberty granted.

2) Dismissed as withdrawn with aforesaid liberty.

(SHYAM C. CHANDAK, J.)**(A.S. GADKARI, J.)**