

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

CRIMINAL APPEAL NO.5 OF 2024

M/s. Dulisons Cereals
Through its Proprietor
Smt. Kanta Gupta .. Appellant
vs.
The State of Maharashtra & Anr. .. Respondents

**WITH
CRIMINAL APPEAL NO.6 OF 2024**

Smt. Kanta Gupta .. Appellant
vs.
The State of Maharashtra & Anr. .. Respondents

**WITH
CRIMINAL APPEAL NO.22 OF 2024
WITH
CRIMINAL APPEAL NO.23 OF 2024
WITH
CRIMINAL APPEAL NO.24 OF 2024
WITH
CRIMINAL APPEAL NO.25 OF 2024**

Surendra Gupta .. Appellant
vs.
The State of Maharashtra & Anr. .. Respondents

**WITH
CRIMINAL APPEAL NO.26 OF 2024**

Surendra Gupta & Anr. .. Appellants
vs.
The State of Maharashtra & Anr. .. Respondents

**WITH
CRIMINAL APPEAL NO.27 OF 2024**

Kanta Gupta & Anr. .. Appellants
vs.
The State of Maharashtra & Anr. .. Respondents

Mr. Vinay J. Bhanushali with Mr. Abhiraj Rao, Ms. Diksha Sharma, Mr. Sanmit Vaze for the Appellants.

Ms. Rebecca Gonsalvez, Special P.P. with Mr. S. V. Gavand APP for the Respondent-State.

Mr. Arvind Lakhawat with Jalpa Shah i/b MZM Legal LLP for the Respondent No.2.

**CORAM: A. S. GADKARI AND
SHYAM C. CHANDAK, JJ.**

DATE : 3rd MAY 2024

P. C.:-

- 1) Ms.Gonsalvez, learned Special P.P. submitted that, a similar issue involved in the Petition is under consideration before the Hon'ble Supreme Court and it is not yet decided in Writ Petition No.995 of 2019 and other related Petitions.
- 2) Mr.Bhanushali, learned Advocate appearing for the Appellants concedes to the fact that analogous issue regarding preferential claim under different statutes is under consideration before the Hon'ble Supreme Court.
- 3) In view thereof, stand over to 15th July 2024.
- 4) Till the next date, the impugned Order passed below Exhibit-11 in Misc. Application No.151 of 2020 dated 4th November 2023, is stayed.

(SHYAM C. CHANDAK,J.)

(A. S. GADKARI, J.)