IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/CRIMINAL MISC.APPLICATION (FOR LEAVE TO APPEAL) NO. 4737 of 2025

In F/CRIMINAL APPEAL NO. 9090 of 2025

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SUSHILABEN W/O KANAIYALAL PATEL
Versus
HARSH NARANBHAI PATEL & ANR.

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Appearance:
MR JF MEHTA(461) for the Applicant(s) No. 1
MS SHRUTI PATHAK, APP for the Respondent(s) No. 2

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CORAM:**HONOURABLE MR.JUSTICE SANJEEV J.THAKER**

Date : 19/12/2025

ORAL ORDER

1. This is an application filed for seeking leave to appeal against the impugned judgment and order of acquittal.

2. Learned advocate for the applicant seeks permission to withdraw the present application as well as connected appeal to file appeal before the concerned Court, in view of the judgment of the Apex Court in the case of ***M/s Celestium Financial V/s A.Gnanasekaran*** *reported in* ***2025 INSC 804,*** with a liberty that the period that may be consumed in filing the present appeal, may not be counted as delay in filing such appeal before the concerned Court.

3. In view of the above, permission as prayed for is granted. The present application as well as the connected appeal are disposed of as withdrawn, with a liberty to file appropriate appeal before the concerned Court, within a period of four months from the date of receipt of copy of this order.

4. It is clarified that the period that may be consumed in filing the present appeal may not be counted as delay in filing such appeal before the concerned Court. Moreover, the certified copy of the impugned judgment, be handed over to the applicant/appellant, as per Rules, if asked for.

(SANJEEV J.THAKER,J)

URIL RANA

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: RANA URIL K(HC01406), PRIVATE SECRETARY, at High Court of Gujarat on 19/12/2025 15:05:41