

Harish

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO.70 OF 2010

Ismail Mohamad Hanif Momin ...Appellant
Versus
Ramesh Rabhunath Patil And Anr. ...Respondents.

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Ms. Pratiksha Chaugule i/b Sandip Koregave Advocate for the Appellant.
Ms. Sakshi Jankar h/f Datta H. Pawar for Respondent No. 1.
Mr. Anand Subhash Shalgaonkar, APP for the Respondent-State.

CORAM : SHIVKUMAR DIGE, J.
DATE : 19th DECEMBER, 2025

P.C.

1. Heard learned counsel for Appellant, learned counsel for Respondent No. 1 and learned APP for the Respondent No.2-State.
2. Learned counsel for Appellant 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 Considering the submission of learned counsel for Appellant, Appeal is allowed to be withdrawn with aforesaid liberty.
4. Appeal is dismissed and disposed off as withdrawn.
5. Learned Sessions Court shall consider the delay, if Appeal is filed as Appeal was pending before this Court.

(SHIVKUMAR DIGE, J.)

1 2005 SC 2099