

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIRCUIT BENCH AT KOLHAPUR

CRIMINAL APPELLATE JURISDICTION

APPLICATION FOR LEAVE T APPEAL(PVT.) NO. 452 OF 2017

Dilip Dyandeo Chougule	...Appellant
Versus	
Iqbal Babamiya Khan And Anr	...Respondents

Mr.Shrishail Sakhare, Advocate for the Appellant

R. S. Alange with V. S. Kupawade, Advocate for Respondent No.1.

Mr. S. S. Chaudhari, APP for the State.

CORAM : SHIVKUMAR DIGE, J.

DATE : 11th NOVEMBER 2025

P.C.:

1. Heard learned counsel for Appellant 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 Etc.**¹

¹ 2005 SC 2099

3. Considering the submission of learned counsel for Appellant, Appeal is allowed to be withdrawn with aforesaid liberty.

4. Appeal is dismissed and disposed of as withdrawn.

5. Learned Sessions Court shall consider the delay, if appeal is filed as application was pending before this Court.

[SHIVKUMAR DIGE, J.]