

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR
CRIMINAL APPELLATE JURISDICTION

APPLICATION FOR LEAVE TO APPEAL (PVT) NO. 38 OF 2024

Rahul Gundopant Tarlekar

...Applicant

Versus

Abhishek Bhiku Tarkekar

...Respondent

Mr. Santosh S. Punalekar i/b Mr. Laxman Kalel Advocate for the Applicant

Mr. S. H. Yadav, APP for the State

CORAM : SHIVKUMAR DIGE, J.

DATE : 7th OCTOBER, 2025.

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1. Heard learned counsel for the applicant. Learned counsel for the applicant on instructions seeks leave to withdraw the application with liberty to file appeal before the Sessions Court in view of the Judgment of the Hon'ble Apex Court in the case of *Celestium Financial Versus A. Gnanasekaran Etc.*¹.

2. Considering the submissions of the learned counsel for the applicant, application is allowed to be withdrawn with aforesaid liberty. If applicant files appeal before the Sessions Court, the Sessions Court shall consider condonation of delay for filing appeal as

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observed by the Hon'ble Apex Court in the case of ***Celestium Financial.***

3. Application is dismissed and disposed of as withdrawn.

(SHIVKUMAR DIGE, J.)