IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

APPLN. FOR LEAVE TO APPEAL (PVT.)(ST.) NO. 11903 OF 2025

WITH

INTERIM APPLICATION NO. 4745 OF 2025

Shriram Caters and Management .....**APPLICANT**

: **VERSUS** :

Alka Mahendra Kale ....**RESPONDENT**

Ms. Gauri Kulkarni i/b. Mr. Jayendra D. Khairnar, for the Applicant.
Mr. Vinit A. Kulkarni, APP for State.

CORAM : SANDEEP V. MARNE, J.

DATED : 24 DECEMBER 2025.

P.C :

1) Ms. Kulkarni, the learned counsel appearing for the Applicant/Appellant, on instructions, seeks leave of the Court to withdraw the Application and the Appeal with liberty to file Appeal under the Proviso to Section 372 of the Criminal Procedure Code, 1973/Section 413 of Bhartiya Nagrik Suraksha Sanhita, 2023 before the Sessions Court in view of judgment of the Apex Court in ***Celestium Financial Versus. A. Gnanasekaran Etc.***[1].

1 2025 SCC OnLine SC 1320

2) Reserving the liberty as prayed for, the Application and Appeal are permitted to be **withdrawn and disposed of.** The Interim Application also stands disposed of.

3) If Appeal is filed before the Sessions Court within a period of eight weeks, the Appellant/Applicant shall be entitled to the benefit of Section 14 of the Limitation Act, 1963.

4) Registry shall return the original certified copy of the impugned order to the Applicant.

NEETA SHAILESH SAWANT
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Date: 2025.12.24 17:44:49 +0530

[SANDEEP V. MARNE, J.]