

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
APPLICATION FOR LEAVE TO APPEAL (PVT.) NO. 59 OF 2024

Dinesh Shrikant Patil

.....Applicant

: Versus :

Vishal Dilip Rasal & Anr.

....Respondents

Mr. Sagar P. Batavia *for the Applicant/Appellant.*

Mr. Balraj B. Kulkarni, APP *for the Respondent/State.*

CORAM : SANDEEP V. MARNE, J.

DATED : 25 SEPTEMBER 2025.

P.C :

1) Mr. Batavia, 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.

2) Reserving the liberty as prayed for, the Application and Appeal are permitted to be **withdrawn and disposed of**.

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

[SANDEEP V. MARNE, J.]

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