

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
INTERIM APPLICATION NO.2395 OF 2024
IN
APPLICATION FOR LEAVE TO APPEAL (ST) NO.136 OF 2024

Kiran Raj Patil

.....*Applicant*

: *Versus* :

Virendrakumar Ramkisan Mishra

....*Respondent*

Mr.Kartik Garg *through VC for the Applicant.*

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

CORAM : SANDEEP V. MARNE, J.

DATED : 23 SEPTEMBER 2025.

P.C :

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2) Reserving the liberty as prayed for, the Application and Appeal are permitted to be **withdrawn and disposed of.**

1 2025 SCC OnLine SC 1320

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.]