

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
APPLICATION FOR LEAVE TO APPEAL (ST.) NO. 22346 OF 2024
with
INTERIM APPLICATION NO. 4511 OF 2024

Pratibha Ravindra Aparadh ... Applicant

versus

Geeta Ashok Gupta and anr. Respondents

Mr. Mikdad Aziz Zummerwala, Advocate for the Applicant.

Ms. Poonam P. Bhosale, APP for Respondent No.2-State.

CORAM : SHIVKUMAR DIGE, J.

DATE : 12th MARCH, 2025.

P.C. :

1. Heard learned counsel for the applicant.
2. By this application, the applicant seeks leave to file appeal against the acquittal order of respondent No.1 passed by Metropolitan Magistrate. Learned counsel for the applicant submits that he is suppose to file appeal before the learned Sessions Judge but inadvertently he has filed appeal before this Court.

Learned counsel further submits that the delay caused in pursuing this application before this Court be condoned and delay of 47 days be remained as it is for filing appeal before the Sessions Court.

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In view of above, learned counsel for the applicant seeks leave to withdraw this application along with delay condonation application with liberty to file the appeal before learned Sessions Judge.

3. Considering the submissions of learned counsel for the applicant, the instant application along with delay condonation application is allowed to be withdrawn with liberty to file appeal before learned Sessions Judge.

4. The delay caused in pursuing this application be condoned.

5. Both the applications stand disposed of.

(SHIVKUMAR DIGE, J.)