

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
APPLN. FOR LEAVE TO FILE APPEAL (PVT.) (ST.) NO. 24294 OF 2024
ALONGWITH
INTERIM APPLICATION NO. 4850 OF 2024

M/s. Samruddhatara Petroleum, its
Proprietor Ravindra Vishnu Mokal

.....Applicant

: Versus :

Roshant Vasant Aher and anr.

....Respondents

Mr. Vikas Shivarkar, for the Applicant.

Ms. Ranjana D. Humane, APP for State.

CORAM : SANDEEP V. MARNE, J.

DATED : 17 NOVEMBER 2025.

P.C :

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2) Reserving the liberty as prayed for, the Application and Appeal are permitted to be **withdrawn and disposed of**.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

[SANDEEP V. MARNE, J.]

1 2025 SCC OnLine SC 1320