

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
APPLICATION FOR LEAVE TO APPEAL (PVT.) NO. 174 OF 2025

Jiya Vishnu Basantani

.....Applicant

: *Versus* :

Shakti Enterprises & Ors.

....Respondents

Mr. Deepak T. Raut, *for the Applicant.*

Mr. Ashwin Shete and Mr. Santosh Avhad ilby. Jayakar & Partners, *for Respondent Nos.1 to 3.*

Mr. V.A. Kulkarni, *APP for State.*

CORAM : SANDEEP V. MARNE, J.

DATED : 17 SEPTEMBER 2025.

P.C :

1) In view of judgment of the Apex Court in M/s. Cellestium Financial Versus. A. Gnanasekaran¹, the learned counsel appearing for the Applicant, on instructions, seeks leave to withdraw the Application with liberty to file Appeal before the Sessions Court under Proviso to Section 372 of the Code of Criminal Procedure, 1973. Reserving the liberty so prayed for, the Application is permitted to be **withdrawn and disposed of.**

2) The Applicant would be at liberty to take recourse to the provisions of the Limitation Act, 1963 while computing the period of limitation in filing the Appeal before the Sessions Court.

[SANDEEP V. MARNE, J.]

Digitally
signed by
NEETA
SHAILESH
SAWANT
Date:
2025.09.18
13:34:09
+0530

NEETA
SHAILESH
SAWANT

1 2025 SCC Online 1320