

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION  
APPLICATION FOR LEAVE TO APPEAL (PVT) NO.217 OF 2025

Hari Nama Shinde (Deceased) .....*Applicant*

: *Versus* :

Shrikant Bhaskar Marke .....*Respondent*

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**Mr.Rushikesh S.Kekane** *i/b Mr.Aniesh S. Jadhav for the Applicant.*

**Mr.Vinit A. Kulkarni.** *A.P.P. for the Respondent/State.*

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CORAM : SANDEEP V. MARNE, J.

DATED : 30 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.*<sup>1</sup>.

**2)** Reserving the liberty as prayed for, the Application and Appeal are permitted to be **withdrawn and disposed of**.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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<sup>1</sup> 2025 SCC OnLine SC 1320