

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO.2326 OF 2025
IN
APPLICATION FOR LEAVE TO APPEAL (PVT.) (STAMP)
NO.12787 OF 2025**

Sudhakar Dulaji JoelApplicant

V/S

Pradeep Dalichand ShahRespondent

**WITH
APPLICATION FOR LEAVE TO APPEAL (PVT.) (STAMP)
NO.12787 OF 2025**

Sudhakar Dulaji JoelApplicant

V/S

Pradeep Dalichand ShahRespondent

Mr. Balasaheb R. Deshmukh *for the Applicant.*
Mr. Vinit A. Kulkarni, APP *for Respondent/State.*

**CORAM : SANDEEP V. MARNE, J.
DATE : 12 NOVEMBER 2025.**

P.C.:

1. The learned counsel appearing for Applicant seeks leave of the Court to withdraw the Appeal. He would submit that Applicant is a victim under Section 72(2) of the Code of Criminal Procedure, 1973 and that therefore the Appeal would lie before Sessions Court. Liberty is granted to file Appeal before Sessions Court. The Appeal is permitted to be withdrawn and disposed of.

2. With withdrawal of the Appeal nothing would survive in the Interim Application, which is also disposed of.

3. In the event Appeal is lodged before the Sessions Court within four weeks, the Applicant shall be entitled to benefit of Section 14 of the Limitation Act.

(SANDEEP V. MARNE, J.)

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