

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 3052 OF 2025

(For Condonation of Delay)

IN

CRIMINAL APPLICATION (ST.) NO. 16538 OF 2025

WITH

CRIMINAL APPLICATION (ST.) NO. 16538 OF 2025

(Leave to Appeal)

Jay Shriram Nagari Patsanstha

Maryadit Murud

}*Applicant*

: *Versus* :

Mangesh Rajaram Mahadik

}....*Respondents*

Ms. Gauri Velankar with Ms. Aishwarya Bapat, for the Applicant.

Mr. Balraj B. Kulkarni, APP for Respondent No.2-State.

CORAM : SANDEEP V. MARNE, J.

DATED : 16 SEPTEMBER 2025.

P.C. :

1) Criminal Application (St.) No. 16538 of 2025 is not on Board.
Upon mentioning, the same is taken on Board.

2) 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.

3) Reserving the liberty as prayed for, the Application and Appeal are permitted to be **withdrawn and disposed of**.

4) 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.]

1 2025 SCC OnLine SC 1320