

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

CRIMINAL APPEAL NO.847 OF 2024

NSEL Investors Action Group	Appellant
Vs.	
State of Maharashtra & Ors.	Respondents

**WITH
INTERIM APPLICATION NO.4706 OF 2025
IN
CRIMINAL APPEAL NO.847 OF 2024**

63 Moons Technologies Ltd.	Applicant
Vs.	
NSEL Investors Action Group & Ors.	Respondents

Mr. Akash Jain, Advocate i/b Mansukhlal Hiralal & Co. for the Appellant.
Ms. Leena Patil, Spl. P. P. for Respondent No.2 in Appeal/847/2024 and
Respondent No.3 in IA/4706/2025.
Mr. Arvind Lakhawata, Advocate with Mr. Vrushabh Vig with Mr. Manik
Joshi with Mr. Vikrant Nalawade i/b M/s. Crawford Bayley & Co. for the
Applicant in IA/4706/2025 and for Respondent No.3 in Appeal/847/2024.
Smt. P. P. Shinde, APP for the Respondent-State.

**CORAM : A. S. GADKARI AND
SHYAM C. CHANDAK, JJ.
DATE : 28th JANUARY, 2026.**

P.C.:-

- 1) Learned Advocate appearing for the Appellant tendered across the bar Affidavit of Mr. Ali Shah, the authorised representative of the Appellant dated 27th January, 2026, duly affirmed before the Notary Public.
- 2) Learned Spl. P. P. appearing for Respondent Nos.1 and 2, and

learned Counsel appearing for Respondent No.3 have no objection for accepting the said Affidavit.

2.1) In view thereof, we accept the statements made by the authorised representative of the Appellant as stated in Affidavit dated 27th January, 2026.

3) In view of the solemn statements made by the Appellant in its Affidavit dated 27th January, 2026, nothing further survives in this Appeal at this stage.

3.1) Learned Advocate for the Appellant therefore seeks leave to withdraw the Appeal with liberty as stated in paragraph Nos.5 and 6 of the Affidavit dated 27th January, 2026.

3.2) Leave granted.

4) Disposed off as withdrawn with aforesaid liberty.

5) In view of disposal of the Appeal, Interim Application No.4706 of 2025 filed therein does not survive and is also disposed off.

(SHYAM C. CHANDAK, J.)

(A.S. GADKARI, J.)