



IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION

INTERIM APPLICATION NO.3381 OF 2023  
IN  
APPLICATION FOR LEAVE TO APPEAL (PVT.) (STAMP)  
NO.14285 OF 2023

Hemant Dhanaji Vidhate  
V/S

....Applicant

Prashant Sadanand Gadekar & Anr.

....Respondents

WITH  
APPLICATION FOR LEAVE TO APPEAL (PVT.) (STAMP)  
NO.14285 OF 2023

Hemant Dhanaji Vidhate  
V/S

....Applicant

Prashant Sadanand Gadekar & Anr.

....Respondents

Mr. Tushar Sonawane *for the Applicant.*

Ms. Ranjana D. Humane, APP *for Respondent No.2/State.*

CORAM : SANDEEP V. MARNE, J.  
DATE : 18 DECEMBER 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 Bharatiya Nagarik Suraksha Sanhita, 2023 before the Sessions Court in view of judgment of the Apex Court in *Celestium Financial vs. A. Gnanasekaran Etc.*<sup>1</sup>.

1 2025 SCC OnLine SC 1320

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 Reserving the liberty as prayed for, the Application and Appeal are permitted to be **withdrawn and disposed of**.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 eight weeks, the Appellant/Applicant shall be entitled to the benefit of Section 14 of the Limitation Act, 1963.

**(SANDEEP V. MARNE, J.)**

Digitally  
signed by  
SUDARSHAN  
RAJALINGAM  
KATKAM  
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