

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CRIMINAL APPLICATION NO. 2161 OF 2014
IN
CRIMINAL APPLICATION NO. 2160 OF 2014
WITH
CRIMINAL APPLICATION NO. 2160 OF 2014**

Kiskinda Bapu Kale ..APPLICANT

VERSUS

Sushilabai Navnath Sawant ..RESPONDENT

....

Mr. M.S. Karad, Advocate holding for Mr. S.S. Thombre, Advocate
for applicant.

None for respondent.

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**CORAM : M.T. JOSHI, J.
DATED : 9th DECEMBER, 2015**

ORAL ORDER :

Heard learned Counsel holding for Mr. S.S. Thombre,
learned Counsel for the applicant. None present for the respondent.

2. Aggrieved by the acquittal of the respondent from the
offence punishable under Section 138 of Negotiable Instruments
Act, the applicant filed the application for leave to file appeal. As

the delay of 105 days has occurred in filing the said application, present application for condoning the delay is filed.

3. According to the applicant, as time has elapsed in taking legal advice and making arrangement of necessary funds, delay has occurred. Considering all the facts, in my view, just and sufficient reason is made out. Delay is therefore condoned.

4. Application is allowed and disposed of accordingly.

(M.T. JOSHI, J.)