

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

CRIMINAL APPLICATION NO.715 OF 2014

Ashok Shankarrao Mane

..Applicant.

V/s.

Radhesh Popat Badale & Ors.

.. Respondents

Mr.Sidharth Deshpande, for applicant/appellant.

Mr.A.R. Patil, APP for Respondent-State.

Mr.Nagesh Chavan, for respondent no.1.

CORAM : A. R. JOSHI, J.

DATE : 7TH JULY, 2015.

P.C.

1. Heard rival submissions on this application for condonation of delay of 4 days in filing the appeal challenging the acquittal of the respondents in the matter of offences punishable under sections 447 and 448 read with section 34 of Indian Penal Code.

2. The learned counsel for the respondent objected for condonation of delay on the ground that there is no apparent reason to grant even delay of 4 days. For the reasons mentioned in para no.3 of the application as to taking time to

contact the Advocate and get his legal advice, delay of 4 days is condone. The delay application is allowed.

3. The learned counsel for respondent no.1 stated that till date he has received instructions only from respondent no.1 and that also for the application for condonation of delay. Respondent No.2 is the wife of respondent no.1. The learned counsel to take instructions as to whether he can appear for both the respondents. The applicant to serve learned counsel for respondent no.1 with copy of the leave application along with other documents. Respondent nos.1 and 2 to waive service of the application for leave. Stand over to 21st July 2015 for hearing on the application for leave.

(A. R. JOSHI, J)