

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**

Criminal Application (APPA) No. 67 of 2015

in

Criminal Appeal No. of 2015

(Agriculture Produce Market Committee, Nandgaon Khandeshwar, Dist. Amravati through its In-charge Secretary Shri D. B. Deshmukh Vs. State of Maharashtra through P.S.O., P.S. Nandgaon Khandeshwar, Dist. Amravati and anr.)

Office Notes, Office Memoranda of
Coram, appearances, Court's orders
of directions and Registrar's orders

Court's or Judge's order

CORAM : P. B. VARALE, J.

DATE : 13-8-2015.

Heard Ms. Sapkal with Shri Kilor, learned counsel for the applicant and Shri S. B. Ahirkar, learned APP for the State/non-applicant no. 1.

Though non-applicant no. 2 is served, none appears for non-applicant no. 2.

By the present application, the applicant is seeking condonation of delay of 23 days caused in filing the application for grant of leave to file appeal against the order of acquittal. Learned counsel for the applicant by inviting my attention to the reasons and more particularly, paragraph no. 3 and 4 of the application, submitted that due to wrong advice, the applicant was carrying the wrong impression about the period for filing the proceedings. She further submits that the applicant being Agriculture Produce Market Committee, certain procedural aspects are also to be complied with such as passing of resolution etc. She submits that the delay caused is

.....2/-

unintentional and for the *bonafide* reasons.

For the reasons stated in the application and in view of the submissions of learned counsel for the applicant, the delay of 23 days caused in filing the application for grant of leave to file appeal is condoned.

Issue notice on the application seeking leave to file appeal, returnable on 10-9-2015.

Learned APP waives notice for the State/non-applicant no. 1.

JUDGE

wasnik

...../-