

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CRIMINAL APPLICATION NO. 5984 OF 2015 IN
CRIMINAL APPLICATION NO. 5983 OF 2015

Gopichand S/o Lahau Bharati .. Applicant

Vs.

The State of Maharashtra and anr. .. Respondents

Mr. B.A. Dhengle, Advocate for the applicant
Mr. N.T. Bhagat, A.P.P. for the respondent-State
None present for respondent no.2 though served

CORAM : M.T. JOSHI, J.

DATE : 10/02/2016

ORAL ORDER :

Heard Mr. Dhengle.

2. None appears for respondent no.2 though served.
3. Delay of 136 days caused in filing the application for leave to file appeal, is sought to be condoned. It was submitted that the applicant i.e. complainant in a proceeding under section 138 of the Negotiable Instruments Act, is an old aged person and is facing several diseases. Therefore, he could not contact his Advocate.

(2)

4. The applicant is 69 years old. In the circumstances, for the reasons stated in the application, the delay is condoned.

5. Application is accordingly allowed and disposed of.

[M.T. JOSHI]
JUDGE

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