

Anand

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

CRIMINAL APPLICATION NO.253 OF 2015

Suresh Bansilal Chugh .Applicant

Vs.

Vitthal Dattu Waingade & ors. .Respondents

Mr.P.Pandey i/b. Mr.M.Mahajan, Advocate, for the
Applicant

Mrs.P.P.Shinde, APP, for the Respondent No.4 –
State

CORAM : REVATI MOHITE DERE, J.

DATE : 18.07.2016

P.C.

. Heard learned counsel for the
Applicant.

2. Notice was issued to the Respondents
vide order dated 17.07.2015. It appears from the
office noting that the Respondent Nos.1 to 3 are
served. Learned APP waives service of notice on
behalf of the Respondent No.4.

3. On 15.12.2015, it was noted by this

Court, that despite notice, Respondent Nos.1 to 3 had not appeared and adjourned the aforesaid Application beyond vacation, by way of last chance. Today also none appears for the Respondent Nos.1 to 3.

4. Perused the Application. From the office noting, it appears that the Respondent Nos.1 to 3 have been served.

5. For the reasons set out in the Application, the Application is allowed and the delay of 253 days in filing the aforesaid Application (seeking leave to file Appeal), is condoned. Accordingly, the Application is disposed of.

6. Criminal Application seeking leave to file Appeal be numbered and to be listed under the caption "For Admission" on 01.08.2016.

(REVATI MOHITE DERE, J.)