

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 316 OF 2014

Mr. Nishikant Thaksen Roopwate. ... Applicant.

Versus

Mr. Kamlakar Mahadev Kedare & ors. ... Respondents.

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Mr. Parag P. Pokale, advocate, advocate for applicant.

Mr. Ganesh Mhatre h/f. Mr. Raj J. Khude, advocate for respondent  
Nos. 1, 2 and 3.

Mrs. A.A. Mane, APP for State.

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**CORAM : SMT.SADHANA S. JADHAV,J**

**DATE : APRIL 4, 2016**

**P.C.:**

1 Heard the learned Counsel for the applicant and learned APP  
for State.

2 Rule. Rule returnable forthwith.

3 This is an application seeking condonation of delay in filing  
application seeking leave to file appeal, thereby challenging the  
Judgment and Order dated 11/09/2007 passed by District Judge-3  
and Additional Sessions Judge, Thane in Sessions Case No. 291/2005.

The delay is of 6 years and 257 days. There is no plausible explanation for condoning the delay. The only ground mentioned is that the applicant could not approach this Court due to busy schedule. It is mentioned that the applicant had persuaded the Ministry of Law and Judiciary Department to file appeal against the acquittal. However, his prayer was declined. Moreover, it can be seen that the Law and Judiciary Department had gone through the merits of the matter and they had not seen the merits in the matter. The proposal was refused. Hence, the application seeking condonation of delay deserves to be dismissed in limine. The application being sans merits, stands rejected. The application is disposed of accordingly.

**(SMT. SADHANA S. JADHAV,J)**