

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

K.G.N.Baba Traders through .Applicant
its Proprietor,
Kasam Siddiqui Kacchi

 $V_S.$

M/s. Rucha Founders through its Proprietor,
Ashok Vitthalrao Patil & anr.

Mr.S.D.Patil i/b. Mr.D.S.Matwankar, Advocate,
for the Applicant
Mr.A.A.Palkar, APP, for the Respondent No.2 -
State

CORAM : REVATI MOHITE DERE, J.

DATE : 21.12.2016

P.C.

. Heard learned counsel for the parties.

2. By these Applications, the Applicant

seeks condonation of delay of 47 days in filing the aforesaid Cri. Applications seeking leave to file an appeal.

3. Learned counsel for the Applicant states that notice was issued by this Court, however, notice was returned with the remark that the said Company was sold and the Proprietor of the Company was not residing at the given address. Learned counsel for the Applicant further submits that the Applicant, thereafter, published a notice in the local news paper i.e. Lokmat, Kolhapur on 08.06.2016. The Applicant has filed an Affidavit to that effect. He submits that despite the same, none appears for the Respondent No.1.

4. Perused the papers.

5. For the reasons set out in the Applications, the Applications are allowed and the delay of 47 days in filing the aforesaid

Cri. Applications seeking leave to file an appeal is condoned.

6. Accordingly, the Applications are disposed of. Registry to number the Cri. Applications and place the Applications under the caption "*For Admission*" on **12.01.2017**.

(REVATI MOHITE DERE, J.)