

Anand

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

**CRIMINAL APPLICATION NO.1259 OF 2016
IN
CRIMINAL APPEAL (ST) NO.702 OF 2016**

Mohamed Ubedali Matiul Rehman Ansari .Applicant

Vs.

The State of Maharashtra .Respondent

Mr.C.P.Prajapati i/b. Mr.Nitin Sejpal, Advocate, for the Applicant
Mrs.S.D.Shinde, APP, for the Respondent – State

**CORAM : RANJIT V.MORE AND
REVATI MOHITE DERE, JJ.**

DATE : 09.12.2016

P.C.

. This is an Application for condonation of delay of 298 days occurred in filing the above Appeal.

2. The above Appeal is filed against the Judgment and Order dated 14.10.2015 passed by the learned Addl. Sessions Judge, Greater Mumbai in Cri. Appeal No.791 of 2013, by which the Applicant was convicted for the offence punishable under Section 302 r/w.34 of the Indian Penal Code and sentenced to suffer life imprisonment. Since the Appeal arises out of the order of conviction coupled with the fact that the Applicant has explained the delay by making averments in para 5 of the Application, we condone the said delay.

3. Accordingly, the Application is allowed in terms of prayer clause (a). Registry is directed to number the Appeal and place it on **19.12.2016.**

(REVATI MOHITE DERE, J.)

(RANJIT V.MORE, J.)