

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL APPLICATION (APPA) No. 223/2015.

The State of Maharashtra

-VERSUS-

Bhanu @ Bhaskar @ Bhimrao Mangal Bhowte and others.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

CORAM : B. P. DHARMADHIKARI
& A.S. CHANDURKAR, JJ.

DATE : AUGUST 16, 2016.

Heard Shri S.S. Doifode, learned A.P.P. for
the applicant/appellant and Shri H.P. Lingayat,
learned Counsel for the non-applicant nos.1, 2 and 7.

2. Applicant – State Government seeks
condonation of delay of 231 days, as its Special
Prosecutor who handled Criminal Trial was unwell and
therefore, could not pay attention to the matter.
Medial certificate issued by Dr. R.N. Deoghare, on
25.02.2015 is relied upon to show the treatment from
15.06.2014 to 31.12.2014.

3. Learned counsel appearing for the

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respondents is opposing prayer for condonation of delay. He points out that certified copy was received on 25.02.2014, and said Special Counsel appeared in other matters at Nagpur and also at Gadchiroli. He is relying upon the reply affidavit.

4. Except for the contention that learned Counsel who handled the matter appeared before the Court during the aforesaid period, other facts are not denied. Thus, medical certificate for said period has been brought on record. The application for condonation of delay is supported by personal affidavit of the counsel. In this situation, accepting the affidavit, we condone the delay. Criminal Application is allowed and disposed of.

5. Criminal Appeal be registered and listed for admission on 30.08.2016.

JUDGE

JUDGE

Rgd.

CERTIFICATE

I certify that this judgment/order uploaded
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