

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

CRIMINAL APPLICATION (APPA) NO.521 OF 2016

IN

CRIMINAL APPEAL NO.129 OF 2015

Sau. Nayana W/o Narayan Irabtanwad

..VS..

State of Maharashtra, thr Police Station Officer, Police Station Washim and ors

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

Court's or Judge's Order

Shri S.V. Sirpurkar, counsel for the applicant.
Mrs. N.R. Tripathi, Addll.P.P. for non-applicant No.1/State.

**CORAM : B.P. DHARMADHIKARI &
KUM. INDIRA K. JAIN, JJ.**
DATED : NOVEMBER 29, 2016.

Heard learned counsel Shri S.V. Sirpurkar
for the applicant and learned Additional Public
Prosecutor Mrs. N.R. Tripathi for non-applicant
No.1/State.

The victim of the crime seeks condonation
of delay of 156 days in filing the criminal appeal under
Section 372(2) read with Section 378(4) of the Criminal
Procedure Code.

The reasons are supported by affidavit and
though non-applicant No.2 is served, he has chosen not
to appear.

Learned Additional Public Prosecutor Mrs.

Nandita Tripathi states that the State Government has not filed any appeal in the matter.

The application shows that the applicant was under impression that the State Government was about to file appeal challenging acquittal of non-applicant No.2.

As we do not see any *mala fide*, we condone delay.

The criminal application is disposed of as such.

Place the proceedings for further consideration.

JUDGE

JUDGE

!! BRW !!

C E R T I F I C A T E

I certify that this Order/Judgment uploaded is a true and correct copy of original signed Order.

Uploaded by : Bhushan R.Wankhede.
(Personal Assistant)

Uploaded on :- 30/11/2016

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