

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
APPELLATE SIDE, BENCH AT AURANGABAD

|                                                                                                                       |  |                           |
|-----------------------------------------------------------------------------------------------------------------------|--|---------------------------|
| Office Notes, Office<br>Memoranda of Coram,<br>appearances, Court's<br>orders or directions<br>and Registrar's orders |  | Court's or Judge's orders |
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**CRIMINAL APPLICATION NO.2374 OF 2013**

**IN**

**CRIMINAL APPLICATION NO.2370/2013**

SURESH POPATRAO CHAUDHARY

VERSUS

ARUN DINKAR PATIL

...

Advocate for Applicant : Mr.R.S. Shinde h/f  
Mr.Choudhari N. L.

Advocate for Respondent : Mr.S.V. Savant.

...

**CORAM : V.L. ACHLIYA, J.**

**Dated: JUNE 16, 2017**

...

The applicant has taken out this application seeking condonation of 228 days delay caused in filing application seeking leave to file appeal against the judgment and order passed by the trial Court.

2. Heard learned Counsel for the applicant and respondent. In nutshell, it is say of the learned Counsel for applicant that the delay was not deliberate but, it is caused due to prosecuting remedy before other Court on

account of wrong advice given to the applicant.

3. Having considered the cause assigned for condonation of delay and the submissions advanced, I am of the view that sufficient cause has been made out to condone the delay.

4. Application is allowed in terms of prayer clauses (B) and (C). Delay is condoned. Application stands disposed of.

Application seeking leave to file appeal be registered and placed for hearing on 5<sup>th</sup> July, 2017. Learned Counsel for respondent waives notice for respondent.

**(V.L. ACHLIYA,J)**