

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE JURISDICTION

CRIMINAL APPLIATION NO.352 OF 2015

Dr.Vijay Ganesh Toraskar ... **Applicant**
V/s.
Shri.Mohan Bapu Bandekar
@ Dhadam (since deceased) & Ors.... **Respondents**

.....

Ms.Rujuta R.Lokare, Advocate for the Applicant.
None for the Respondent Nos.2 to 4.
Ms.V.S.Mhaispurkar, APP for the Respondent/State.

....

CORAM : A.M.BADAR J.

DATED : 3rd MARCH 2017.

P.C. :

1 The learned Advocate appearing for the applicant seeks leave to delete respondent No.1 from array of respondents by stating that respondent No.1 died. Leave, as prayed, is granted. Amendment be effected forthwith.

2 This is an application for condonation of delay of about 27 days in preferring an application for leave to appeal.

3 Heard the learned Advocate appearing for the applicant. None appeared for respondent Nos.2 to 4 though office

endorsement shows that they are duly served. The learned Additional Public Prosecutor appears for respondent No.5 itself.

4 Averments made in the application shows that the applicant was prevented by sufficient cause in filing the application for leave to appeal within limitation. Hence, the order.

- (i) The application is allowed.
- (ii) Delay is condoned.

(A.M.BADAR J.)