

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

CRIMINAL APPLICATION NO.564 OF 2016

Deviprasad Ramji Gupta

.... Appellant

versus

Bhavesh Suresh Chavan & Ors.

... Respondents

.....

- Mr.Rajesh Kanojia i/b. P.J. Giri, Advocate for the Appellant.
- Mrs.A.S. Pai, APP for the State/Respondent.

**CORAM : RANJIT MORE &
SARANG V. KOTWAL, JJ.
DATE : 05th JULY, 2017.**

P.C. :

1. This application is filed for condonation of delay of 36 days occurred in filing application for leave to appeal. By the order dated 05/01/2017, notices were issued to the respondent Nos.1 and 2.

2. The record discloses that the respondent Nos.1 and 2 are served. Despite that, none appeared on their behalf. The appellant by making averments in this application has explained the delay. Since the respondent Nos.1 and 2 have not put their appearance, they deemed to have accepted these averments. We accordingly allow the

criminal application and accordingly condone the delay in filing application for leave to appeal.

3. The Registry is directed to register the application for leave to appeal and place it for admission after three weeks.
4. The application stands disposed off accordingly.

(SARANG V. KOTWAL, J.)

(RANJIT MORE, J.)