

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

CRIMINAL APPLICATION (APPA) NO.28 OF 2017

IN

CRIMINAL APPEAL NO..... OF 2017

Antaram s/o Mahadeo Pohankar and ors

..VS..

State of Maharashtra, through Police Station Officer, Police Station Pauni, Tahsil
Pauni, District Bhandara

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

Court's or Judge's Order

Ms. S.B. Khobragade, Counsel for the Applicants.
Shri I.J. Damle, Addl.P.P. for the Non-applicant.

CORAM : P.N. DESHMUKH, J.
DATED : JANUARY 25, 2017.

Heard learned counsel for the applicants.

Issue notice to non-applicant.

Learned Additional Public Prosecutor
waives notice on behalf of non-applicant.

This application is filed for condonation of delay of 38 days caused in filing the appeal against judgment dated 6.10.2016 passed by learned Additional Sessions Judge, Bhandara convicting appellant under Section 307 read with Section 34 of the Indian Penal Code and sentencing to suffer rigorous imprisonment for five years and to pay a fine of Rs.2,000/-, in default, to suffer rigorous imprisonment for one month.

It is the case of the applicants that they

being in custody since the date of their arrest, could not take necessary steps to prefer the appeal within limitation.

For the grounds mentioned, the application is thus liable to be allowed in the interest of justice.

The application is allowed. Delay is condoned.

Office to register the criminal appeal.

Criminal Appeal No..... of 2017

Heard.

ADMIT.

Call record and proceedings.

Stand over to 8.2.2017.

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)

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