

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.601 OF 2017

IN

CRIMINAL APPEAL NO.859 OF 2015

Vinod Ramesh Pimple ... **Applicant**

V/s.

The State of Maharashtra ... **Respondent**

.....

Ms.Savita A. Prabhune, Advocate for the Applicant.

Mr.S.V.Gavand, APP for the Respondent/State.

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CORAM : A.M.BADAR J.

DATED : 15th MARCH 2018.

P.C. :

1 The Registry has reported that Record and Proceedings along with paper book has already been received.

2 I have also perused the explanation of concerned senior clerk working with Additional District and Sessions Judge, Baramati, District Pune. The explanation is fully satisfactory. Hence, no further action is warranted in the matter of non-transmitting the Record and Proceedings.

3 The applicant/appellant is seeking withdrawal of the appeal challenging his conviction and resultant sentence. This mode is not permissible as the appeal needs to be taken to its logical end. Ms.Prabhune, the learned Advocate appearing for the applicant submits that as the appellant has undergone substantial part of his sentence and he is languishing in jail right from the year 2014, the appeal be taken up for hearing forthwith.

4 In this view of the matter, the appeal is taken up for hearing. The application for withdrawal of the appeal, which appears to be outcome of the frustrated mind of the appellant as his appeal is not being heard by this Court; is rejected.

(A.M.BADAR J.)