

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPLICATION NO.382 OF 2017**

**SANTOSH YASHWANT BARGE (deceased) )  
Through legal heirs )  
VARSHA SANTOSH BARGE AND ORS. )...APPLICANTS**

**V/s.**

**KIRAN JADHAV AND ANR. )...RESPONDENTS**

Mr.Ajit Kenjale, Advocate for the Applicants.

Ms.S.S.Kaushik, APP for the Respondent - State.

**CORAM : A. M. BADAR, J.**

**DATE : 27<sup>th</sup> JULY 2018**

**P.C. :**

1 This is an application for condonation of delay in preferring an application for leave to appeal.

2 Heard the learned advocate appearing for the applicant/original complainant. None appeared for respondent no.1, despite service.

3           The delay occasioned in preferring an application for leave to appeal is that of 183 days. The same is sufficiently explained in the application, which is on affidavit. The averments therein are not rebutted. Hence the order :

**ORDER**

- i)     The application is allowed.
- ii)    The delay of 183 days in filing the application for leave to appeal is condoned.
- iii)   The application is disposed of.

(A. M. BADAR, J.)

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