

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

**CRIMINAL APPLICATION NO.1440 OF 2018
IN
CRIMINAL APPEAL (ST) NO.1031 OF 2018**

Mr.Santosh Sahebrao Sabale ... **Applicant**
V/s.

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

.....

Mr.Sagayamary M, Advocate for the Applicant.

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

....

CORAM : A.M.BADAR J.

DATED : 4th OCTOBER 2018.

P.C. :

1 This is an application for condonation of delay in preferring the appeal challenging conviction and resultant sentence. The applicant/accused is reported to be undergoing jail sentence.

2 Heard the learned Counsel appearing for the applicant/accused as well as the learned Additional Public Prosecutor appearing for the respondent/State.

3 Though the delay in preferring the appeal challenging conviction is reported to be one year and thirteen days, the reason for delay is to the effect that the applicant is undergoing jail sentence and there was nobody to look after the work of preferring an appeal. The applicant/appellant is suffering from penury. In this view of the matter, the delay is sufficiently explained.

4 In the result, the following order :

ORDER

- (i) The delay in filing the appeal is condoned.
- (ii) The application is disposed of accordingly.

(A.M.BADAR J.)

Raju
Dattatraya
Gaikwad

Digitally signed by
Raju Dattatraya
Gaikwad
Date: 2018.10.06
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