

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

**CRIMINAL APPLICATION NO.1679 OF 2017
IN
CRIMINAL APPEAL (ST) NO.1041 OF 2017**

Mohammad Bichhu Mohammad
Usman Khan ... **Applicant**
V/s.
The State of Maharashtra ... **Respondent**

.....

Mr.Paras Yadav, Advocate for the Applicant.

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

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CORAM : A.M.BADAR J.

DATED : 28th FEBRUARY 2018.

P.C. :

1 This is an application for condoning the delay of 46 days in filing an appeal challenging conviction and resultant sentence imposed on him by the learned trial Court and because of financial crunch he could not file the appeal within limitation.

2 The applicant was prevented by sufficient cause in not filing the appeal within limitation and, therefore, the application

deserves to be allowed. Hence, the following order :

ORDER

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

(A.M.BADAR J.)