

**IN THE HIGH COURT OF BOMBAY AT GOA**  
**CRIMINAL MISC. APPLICATION NO. 379 OF 2018**  
**IN**  
**STAMP NUMBER MAIN NO. 2924 OF 2018**

BIJOY KOLITA., ... Applicant

Versus

STATE OF GOA, THR. THE PUBLIC  
PROSECUTOR., ... Respondent

Mr. Vivek Angelo Rodrigues, Advocate under Legal Aid  
Scheme, for the Applicant.  
Mr. S. R. Rivankar, Public Prosecutor for the Respondent-State.

Coram:- M. S. SONAK &  
PRITHVIRAJ K. CHAVAN, JJ.

Date:- 14th January 2019

P.C.:

Heard Mr. Rodrigues for the Applicant and Mr. Rivankar,  
the learned Public Prosecutor for the Respondent-State.

2. There is a delay in institution of the appeal against the conviction, inter alia, under Section 302 of the Indian Penal Code. The Applicant is in custody. The circumstances leading to delay have been properly explained.

3. Accordingly, in the interest of justice, the delay in institution of the Appeal is condoned.

4. Cri. Misc. Application No.379 of 2018 is disposed of.

PRITHVIRAJ K. CHAVAN, J.

M. S. SONAK, J.

ssm.