

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 31 OF 2019**

Mukeshbhai Anilbhai Patel ... Applicant

V/s.

Mitalben Jitendrabhai Patel and Ors. ... Respondents

Mr. Amresh B. Sharma for the applicant.

Mr. Gaurav Parkar for the Respondent Nos. 1 and 2.

Mr. H.S. Venegaonkar for the Respondent No.3.

Mr. Y.M. Nakhwa – APP for the State.

CORAM : SMT. SADHANA S. JADHAV, J

DATED : 10th OCTOBER, 2019.

P.C. :

1. This is an application seeking condonation of delay in filing an application seeking leave to appeal challenging the acquittal of the respondent nos. 1 and 2 in Sessions Case No. 6 of 2017 thereby acquitting the respondent nos. 1 and 2 for the offence punishable under section 306 read with 34 of Indian Penal Code. The delay is of 86 days.

2. For the reasons assigned in paragraphs 3, 4 and 5, the delay of 86 days in filing the application needs to be condoned in the interest of justice.

3. Application is allowed in terms of prayer clause (a) and is disposed of accordingly.

(SMT. SADHANA S. JADHAV, J)