

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE**

**CRIMINAL INTERIM APPLICATION NO.1622 OF 2021
IN
CRIMINAL APPEAL (STAMP) NO.9450 OF 2021**

**WITH
CRIMINAL APPEAL (STAMP) NO.9450 OF 2021**

Babu @ Nana Vishwanath Gholwad

... Applicant /
Appellant

Vs.

State of Maharashtra & another

... Respondents

Mr.Madhusudan D. Pareek for the Applicant / Appellant

Mr.S.S. Hulke, APP, for Respondent – State

**CORAM: S.S. SHINDE &
N.J. JAMADAR, JJ.**

DATED: DECEMBER 14, 2021

P.C.:

1. Heard the learned Counsel appearing for the applicant/appellant. He invites our attention to the averments made in the Application. He submits that plausible explanation has been given in support of his prayer for condonation of delay in filing the Appeal.

2. Learned APP appearing for the Respondent – State submits that he has no objection if the delay in filing the Appeal is condoned.
3. In the light of the averments made in the application and grounds taken therein, the delay in filing the appeal is condoned. The application is allowed and stands disposed off accordingly.
4. Registry to number the Appeal.
5. Appeal is admitted. On admission, learned APP waives service of notice on behalf of the Respondent – State.
6. Since the appellant is in jail from 2014, the Registry is directed to expedite the process of preparation of paperbook. On receiving the paperbook, liberty to mention the appeal for final hearing.

(N.J. JAMADAR, J.)

(S.S. SHINDE, J.)