

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

937 CRIMINAL APPLICATION NO.1132 OF 2021
IN APEALST/3338/2021

RAJU RAMESH NIKAM @ KAILASH ASRU BANKAR
VERSUS
THE STATE OF MAHARASHTRA

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Advocate for Applicant : Mr Shahane P P. (appointed)
APP for Respondent : Mr. P K Lakhotiya
Advocate for Respondent 2 : Mrs. Bharti Gunjal
Appointed

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CORAM:SARANG V. KOTWAL & BHARAT P.DESHPANDE, JJ.
Dated: June 21, 2022

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PER COURT :-

1. This is an application for condonation of delay occurred in preferring the appeal. There is delay of 1174 days in filing the appeal against the judgment and order of conviction in Special Case (POCSO) No.43 of 2016 passed by the learned Special Judge (POCSO) Act/Additional Sessions Judge, Jalgaon. The application mentions that the applicant was in poor financial state. He could not get copy of the judgment from his family members, who had assured him that they would file the appeal. Because of these reasons, appeal could not be filed within time. Though delay in filing the appeal is

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too much, however, in the interest of justice and for the reasons mentioned in the application, delay is condoned. Application is allowed in terms of prayer clause 'B' and disposed off.

2. Criminal appeal Stamp No.3338 of 2021 be numbered.

(BHARAT P. DESHPANDE, J.) (SARANG V. KOTWAL , J.)

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