

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

**CRIMINAL APPLICATION (APPP) NO. 1257 OF 2019
IN
CRIMINAL APPLICATION [ALS] ST. NO. 181 OF 2019**

The State of Maharashtra

...Applicant

Versus

Rupesh Vilas Khare

...Respondent

...

Mr. V.B. Konde-Deshmukh, APP for applicant-State.

Mr. Agasti A. Vibhute, for Respondent.

...

**CORAM : S. S. SHINDE &
N. R. BORKAR, JJ.**

DATE : 6th JANUARY, 2022.

P.C.:

1. Heard Mr. Konde-Deshmukh, the learned APP for applicant-State and advocate Mr. Agasti Vibhute, appearing for respondents.

2. Learned APP appearing for Applicant-State invites our attention to the averments in the application and submits that the delay has been properly explained and the application deserves consideration.

3. On the other hand, learned counsel appearing for respondent submits that the delay has not been properly explained, therefore, application for condonation of delay may be rejected.

4. Upon appreciating the rival contentions and perusal of the averments in the application, we are satisfied that the delay deserves to be condoned. Accordingly, the delay in filing application seeking leave to appeal stands condoned. The application for condonation of delay stands disposed of.

5. Registry to number the Criminal Application Stamp No. 181/2019.

6. Learned counsel for the respondent prays for two weeks time. At his request, stand over to 7th February, 2022.

(N. R. BORKAR, J.)

(S. S. SHINDE, J.)