

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****INTERIM APPLICATION NO. 56 OF 2022****IN****CRIMINAL APPEAL (ST.) NO. 12 OF 2022**

Bapu Dharma Javale

... Applicant/Appellant

V/s.

The State of Maharashtra & Anr.

... Respondents

Mr.Onkar Mane i/b. Mr. Mohansinh Rajput for Applicant/Appellant.

Mrs.M.H. Mhatre, A.P.P. for Respondent No.1-State.

**CORAM : A. S. GADKARI AND
PRAKASH D. NAIK, JJ.****DATE : 9th December 2022.****PC. :**

1. This is an application for condonation of delay of two years and 82 days in preferring the present Appeal against conviction.

2. Learned Advocate appointed to represent the Applicant submitted that, on the date of passing of the impugned Judgment and Order the Applicant was in jail and for want of legal aid and financial assistance, he could not immediately prefer Appeal within the period of limitation. He submitted that, the Applicant thereafter filed an application for providing him legal assistance with the High Court Legal Services Committee and thereafter the present Advocate came to be appointed. In the said process the aforesaid delay has occurred.

3. In view of above, for the reasons stated in the Application and in the interest of justice, delay is condoned and Application is allowed in terms of prayer Clause (a).

[PRAKASH D. NAIK, J.]

[A.S. GADKARI, J.]

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