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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
INTERIM APPLICATION NO.569 OF 2022
IN
CRIMINAL APPEAL (S) NO.2548 OF 2022

Vijay Sudam Wagh] .. Applicant
vs.
The State of Maharashtra] .. Respondents

Ms.Pranali Kakade for Applicant.

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

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

DATE : 23RD FEBRUARY 2022

P.C.

1] The learned counsel for the applicant submits that the applicant is in jail since his arrest i.e. since 2012. She submits that for the reasons stated in the application, the applicant could not file Appeal. She submits that the delay in filing the appeal is neither intentional nor deliberate.

2] The learned APP submits that this Court may pass appropriate orders as it thinks fit.

3] We have carefully perused the averments in the application and in particular para 3 thereof. We are satisfied that the delay in filing the Appeal has been properly explained. By delaying of filing the Appeal, the applicant has not gained any undue advantage, on the contrary he is in Jail .

4] In this view of the matter, following order is passed :

- i] Interim Application is allowed.
- ii] The delay in filing the Appeal is condoned.
- ii] The Interim Application is disposed of.

[N.R.BORKAR, J]

[S.S.SHINDE,J]