

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

**INTERIM APPLICATION NO. 2804 OF 2022
IN
CRIMINAL APPEAL (ST) NO. 13925 OF 2022**

Mohd. Khatir Shaikh *alias* Murgiwala Chacha ..Applicant.
Versus
State of Maharashtra & Anr. ..Respondents

Mr. Veerdhawal Kakade for Applicant.
Smt. J. S. Lohokare, APP for State/Respondent No.1.

**CORAM : SARANG V. KOTWAL, J.
DATE : 13th SEPTEMBER 2022**

PC :

1. This is an application for condonation of delay of 476 days in preferring the appeal. The applicant was convicted by learned Additional Sessions Judge, Mumbai in POCSO Special Case No.329 of 2018 for commission of offence punishable under sections 4, 6, 10 and 12 of the Protection of Children from Sexual Offences Act. The impugned Judgment and order was passed on 29/01/2021.

2. Learned counsel for the applicant submitted and it is also mentioned in the application that the applicant was not in a

position to engage a private advocate. This appeal is filed with the help of Legal Services Authority who had appointed an Advocate from their panel to represent the applicant. In that process there was some delay in preferring the Appeal.

3. Considering these submissions, in the interest of justice, the delay of 476 days in preferring the Appeal is condoned.

4. The Appeal be processed further.

(SARANG V. KOTWAL, J.)