

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
INTERIM APPLICATION NO.2664 OF 2021
IN
CRIMINAL APPEAL (ST.) NO.17054 OF 2021

Arun Shivaji Mali ... Applicant / Appellant
Vs.
State of Maharashtra ... Respondent

Ms. Shifa Khan i/b. Dr. Yug Mohit Chaudhary for Applicant.
Ms. G. P. Mulekar, APP for Respondent-State.

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

DATE : FEBRUARY 22, 2022

P.C. :

Ms. Shifa Khan, learned counsel appearing for the applicant, invites our attention to the averments in the application and submits that the applicant / appellant is in jail and had some problems to engage the Advocate to represent him, and therefore in the said process, delay of 131 days has been caused in filing the appeal, which is neither intentional nor deliberate. She further submits that the delay has been properly explained and, therefore, deserves to be condoned.

2. On the other hand, learned APP submits that this Court may pass appropriate orders.

3. Upon hearing learned counsel appearing for the applicant and on perusal of the averments in the application for condonation of delay, we are

satisfied that delay has been properly explained. In that view of the matter, delay in filing the appeal deserves to be condoned. Accordingly, delay stands condoned.

4. Application stands disposed of.

(N. R. BORKAR, J.)

(S. S. SHINDE, J.)

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