

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

INTERIM APPLICATION NO.3869 OF 2022
IN
CRIMINAL APPEAL (STAMP) NO.18804 OF 2022

Rajendra Tukaram Chaudhary	Applicant
versus	
The State of Maharashtra	Respondent

Mr.Sushan Mhatre, appointed advocate for Applicant.
Mrs.S.D.Shinde, APP, for State.

**CORAM : A.S.GADKARI AND
PRAKASH D.NAIK, JJ.**

DATE : 15th December 2022

PC :

1. This is an application for condonation of delay of 4 years 8 days in filing substantive appeal against conviction.
2. Learned Advocate appointed to represent Applicant submitted that, the Applicant is behind the bars since October 2013 and on the date of pronouncement of impugned judgment and order, for want of financial and legal assistance, he could not prefer appeal within the period of limitation. He submitted that the Applicant subsequently sent a letter to the High Court Legal Services Committee, Mumbai and in furtherance thereof, he came to be appointed by Appointment Order dated 17th October 2022. He thereafter immediately filed present appeal and present application on 4th November 2022.

3. In view thereof, 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 (b).

(PRAKASH D. NAIK, J.)

(A.S.GADKARI, J.)

MST