

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

INTERIM APPLICATION NO.1626 OF 2019

IN

ALS (ST.) NO.204 OF 2019

The State of Maharashtra] Applicant.

Vs.

Kisan Govind Patil & Ors.] Respondents.

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Mr.A.A.Palkar, APP for State.

**Mr.Vinay Bhanushali a/w Sunil Sherif a/w Mr.Zoheb Merchant i/b Falcon
Legal for respondent nos.1 to 5.**

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**CORAM : SMT. SADHANA S. JADHAV &
PRITHVIRAJ K. CHAVAN, J.J.**

DATE : 24th FEBRUARY, 2022.

P.C.:

1. This is an application seeking condonation of delay in filing an appeal challenging the judgment and order passed by the Additional Sessions Judge, Vasai, Palghar, in Sessions Case No.31/2007 thereby acquitting the accused of the offences punishable under Sections 147, 148, 302, 307 r/w 149 of the Indian Penal Code and u/s 25 of the Arms Act.
2. The delay is of 88 days. For the reasons assigned in paragraph nos. 3, 4 and 5, delay of 88 days deserves to be condoned.
3. Learned Counsel for the respondent submits that delay has not been

explained and therefore, the application seeking condonation of delay be rejected, however, taking into consideration, the contentions in paragraph nos.3, 4 and 5, the application deserves to be allowed. Hence, following order is passed.

ORDER

1. Application is allowed.
2. Delay of 88 days stands condoned.
3. Application stands disposed of.

[PRITHVIRAJ K. CHAVAN, J.]

[SMT. SADHANA S. JADHAV, J.]