



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

8 CRIMINAL APPLICATION NO.664 OF 2023
IN APPEALST/1635/2023

SHAIKH ASEF SHAIKH RAJJAK
VERSUS

THE STATE OF MAHARASHTRA AND ANOTHER

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Advocate for Applicant : Mr.Sachin S. Deshmukh & Mr.Majit S. Shaikh

APP for Respondent no.1 : Mr.S.D.Ghayal

Advocate for Respondent no.2 : Ms.Minakshi Laxman Sangit

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CORAM : SMT. VIBHA KANKANWADI & ABHAY S. WAGHWASE, JJ.

Dated: October 03, 2023

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PER COURT :-

1. Present application has been filed for condonation of delay of 43 days in filing criminal appeal. The present applicant is original accused in Special Case Child Prot. No.7 of 2018. He has been convicted by learned Special Judge / Additional Sessions Judge, Hingoli on 30-09-2022 after holding him guilty under Sections 366, 376(2)(m), 376(2)(j), 342 and 506 of the Indian Penal Code, under Sections 4 and 12 of the Protection of Children from Sexual Offences Act and under Sections 3(2)(v) and 3(1)(w)(i) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.
2. Heard learned Advocate for the applicant and learned APP for the respondent State.
3. The applicant appears to be not released on bail since the date of arrest and then he says that since there is nobody in his family who could make arrangement for filing of the appeal, delay has been caused.
4. Good ground is shown for condoning the delay. Under such circumstance, application stands allowed. Delay stands condoned. Registry to verify and register the appeal.

(ABHAY S. WAGHWASE, J.)

(SMT. VIBHA KANKANWADI, J.)