

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

**CRIMINAL APPLICATION NO.2273 OF 2023**  
**IN APEALST/6430/2023**

Balaji s/o Kashinath Biradar

.. Applicant

**Versus**

The State of Maharashtra

.. Respondent

...

Mr. Sunil Bappasaheb Jadhav, Advocate for applicant.

Mrs. V. S. Choudhari, APP for the respondent – State.

...

**CORAM : SMT. VIBHA KANKANWADI AND**  
**ABHAY S. WAGHWASE, JJ.**

**DATE : 7<sup>th</sup> July, 2023**

**ORDER :-**

- . Issue notice to the respondent. Learned APP waives notice for respondent – State.
2. Present application has been filed for condonation of delay of 3572 days in filing criminal appeal.
3. The appellant has been convicted in Sessions Case No.35 of 2012 by learned Additional Sessions Judge, Udgir, Dist. Latur on 19.07.2013 after holding him guilty of committing offence punishable under Section 302 of Indian Penal Code. He has been sentenced to suffer rigorous imprisonment

for life and to pay fine of Rs.2000/- in default to suffer rigorous imprisonment for one year. It appears that since then atleast the appellant is in jail. The impugned judgment would show that the accused came to be arrested on 10.06.2012 and since then he is in custody. Under the said circumstance, for the reasons stated in the application, the application stands allowed and disposed of.

4. Registry to verify and register the criminal appeal.

**[ ABHAY S. WAGHWASE ]**  
**JUDGE**

**[ SMT. VIBHA KANKANWADI ]**  
**JUDGE**

scm