

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CRIMINAL APPLICATION NO.1796 OF 2021
IN APEALST/5429/2021

BABASAHEB MITHU SHINDE
VERSUS
THE STATE OF MAHARASHTRA

...
Advocate for Applicant : Mrs. Zaware Suvarna M.
APP for Respondent – State : Mr. A. M. Phule
...

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

DATE : 11th October, 2023.

ORDER :-

. Present application has been for getting the delay of 1198 days condoned in filing criminal appeal. Present appellant is the original accused in Sessions Case No.391 of 2016, who has been held guilty by learned Additional Sessions Judge, Ahmednagar for committing offence punishable under Sections 302, 201 of Indian Penal Code on 21.02.2018. It appears that the accused, who was arrested on 29.08.2016, was in jail till the date of pronouncement of judgment. It is stated that there is no one in the family, who could file the appeal on his behalf, so also due to financial constraints he could not file the appeal earlier. Good grounds are shown and, therefore, the application deserves to be allowed. The delay stands condoned.

2. Application stands allowed and disposed of.
3. Registry is directed to verify and register the appeal.

[ABHAY S. WAGHWASE]
JUDGE

[SMT. VIBHA KANKANWADI]
JUDGE

scm