

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

INTERIM APPLICATION NO.3865 OF 2023

IN

CRIMINAL REVISION APPLICATION (ST) NO.19145 OF 2023

Kirtikumar Sankleshwar Trivedi

...Applicant

Versus

The State of Maharashtra

...Respondent

Mr. Rajendra Shirodkar (Senior Advocate), i/b Nihar Ghag,
Advocate for Applicant.

Mr. Ajay Patil, APP for State/Respondent.

CORAM : SARANG V. KOTWAL, J.

DATE : 27th OCTOBER 2023

PC :

1. The Applicant has filed this Application for condonation of delay of thirty five days in filing the Criminal Revision Application, challenging the order dated 25th May 2023, passed by the learned Sessions Judge, Greater Bombay in Sessions Case No.579/2011. The Applicant is the original Accused No.5 in the said case. He had preferred an application for discharge. That Application was rejected by the impugned order. Learned Counsel for the Applicant submitted and it is also mentioned in the Application that, after this impugned order was passed, the

Applicant sought legal advise. In the meantime, he suffered “Heart Attack” on 24th June 2023 and had to undergo the procedure of Angioplasty. Therefore, he was not keeping in a good health. This has caused delay in filing the Revision Application.

2. Learned A.P.P. fairly did not oppose this Application for condonation of delay.

3. I have considered these submissions. Learned Counsel for the Applicant has made out a case for condoning the delay in filing the Revision Application.

4. Hence, the following order:

O R D E R

i) The delay of thirty five days in preferring the Revision Application is condoned.

ii) The office shall process the Criminal Revision Application further.

iii) The Interim Application is disposed of.

(SARANG V. KOTWAL, J.)