

before the concerned court and as such was under a bonafide impression, that an appeal against his conviction has been filed. It is further stated that recently he searched for the status of the appeal and learnt that no such appeal has been filed. The aforesaid application alongwith appeal has been filed by the applicant through jail.

3. It appears from the office noting that two of the co-accused had filed appeals against their conviction i.e. Criminal Appeal No. 189 of 2015 and Criminal Appeal No. 880 of 2013 and that both the said appeals have been dismissed by this court vide judgment and order dated 14th July 2015.

4. Considering the circumstances in which the application/appeal is filed, the application is allowed, and delay of 10 years and 37 days caused in filing the appeal is condoned.

5. Interim Application is disposed of in the above terms.

GAURI GODSE, J.

REVATI MOHITE DERE, J.