

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY****CRIMINAL APPELLATE JURISDICTION****INTERIM APPLICATION NO. 4261 OF 2022****IN****CRIMINAL APPEAL (ST.) NO. 20661 OF 2022**

Allauddin Hakimansar Ansari

... Applicant/Appellant

**V/s.**

The State of Maharashtra &amp; Anr.

... Respondents

Mr. Karthik Rajasekhar, Appointed Advocate for Appellant.

Mr. Ajay Patil, A.P.P. for Respondent No.1-State.

**CORAM : A. S. GADKARI AND  
PRAKASH D. NAIK, JJ.****DATE : 9<sup>th</sup> March 2023.****P.C. :**

1. This is an application for condonation of delay of 305 days in preferring the present Appeal against conviction.

2. Learned Advocate appointed to represent Applicant/Appellant submitted that, the Applicant is behind bars since 15<sup>th</sup> September 2016 and on the date of passing of the impugned Judgment and Order i.e. 30<sup>th</sup> November 2021 for want of legal and financial assistance, he could not prefer Appeal within the period of limitation. That, the Applicant subsequently addressed a letter to the High Court Legal Services Committee, Mumbai and in furtherance thereof, present Advocate came to be appointed by an Appointment Order dated 23<sup>rd</sup> May 2022. He submitted that, after

receipt of necessary papers from the Legal Aid Committee, he immediately filed present Application and Appeal in this Court. That in the said process, present delay has occurred.

3. In view thereof, for the reasons stated in the Application and in the interest of justice, delay is condoned and Application is allowed in terms of prayer Clause (a).

[ PRAKASH D. NAIK, J. ]

[ A.S. GADKARI, J. ]

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