

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**NAGPUR BENCH : NAGPUR****CRIMINAL APPLICATION (APPA) NO. 145/2023**

Vishal alias Kallu Sheshrao Umale .vs. State of Maharashtra through PSO PS.
M.I.D.C. Akola and anr.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. G. L. Agrawal, Advocate appointed for applicant.
Mr. N. R. Rode, A.P.P. for non applicant no.1-State.

CORAM : ANIL L. PANSARE, J.

DATE : FEBRUARY 27, 2023.

By present application, the applicant is seeking to condone the delay of 164 days in filing appeal.

Non applicant no.2-victim is already served. However, none appears on her behalf.

Learned counsel for the applicant submits that the delay has occurred because it took some time for the applicant to seek legal aid. The applicant is in jail. Therefore, has restrictions of communication and could not give instructions in time.

In view of above and for the reasons stated in the application, the application is allowed. Delay is condoned.

The application is disposed of.

Criminal Appeal Stamp No.957/2023

Heard.

Admit. Call the record and proceedings.

Learned A.P.P. waives service of notice to respondent no.1.

Criminal Application St. No.959/2023

Learned counsel for the applicant seeks time to take instructions as to whether sentence was suspended post pronouncement of judgment by the trial Court.

Stand over to 08.03.2023.