

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL APPLICATION (APPA) NO.1176 OF 2022 IN
CRIMINAL APPEAL STAMP NO.10344 OF 2022

Digambar s/o Motiram Korade Vs. State of Maharashtra and another

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

Court's or Judge's orders.

Shri S.V. Tamhane, Advocate for applicant.
Shri V.A.Thakare, APP for non-applicant/State.

CORAM : ANIL L. PANSARE, J.
DATE : FEBRUARY 15, 2023.

Learned advocate for the applicant seeks leave to delete the non-applicant no.2.

2. Leave granted. Amendment be carried out forthwith.
3. By the present application, the applicant is seeking condonation of delay of eight days in filing the appeal against judgment and order dated 15.10.2022 passed by the learned Additional Sessions Judge, Amravati in Sessions Case No.105 of 2019.
4. Learned advocate for the applicant submits that the applicant is daily worker and was in financial difficulty. He submits that the sentence imposed was till rising of the Court and to pay fine of ₹5000/-. The applicant has undergone the sentence and deposited the fine amount.

5. In view of above, though learned A.P.P. opposed the application, the delay being trivial and the appeal is directed against the conviction, the application is allowed. Delay of eight days is condoned. Appeal be registered.

6. Application stands disposed of.

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7. Heard.

8. **ADMIT.**

9. Learned A.P.P. waives notice for respondent on merit.

10. Call for record and proceedings.

11. Registry to process for listing the appeal, in accordance with Rules.

JUDGE

Wagh