



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CRIMINAL APPLICATION NO. 3657 OF 2024
IN APEALST/9768/2024

GANESH SUNIL SALVE

VERSUS

THE STATE OF MAHARASHTRA AND ANOTHER

.....

Advocate for Applicant : Mr. Menezes Joslyn A.

APP for Respondent - State : Mrs. Ashlesha S. Deshmukh

Advocate for Respondent No.2 : Mr. Vivek M. Lomte (appointed
Through Legal Aid)

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WITH

CRIMINAL APPLICATION NO. 3658 OF 2024
IN APEALST/9768/2024

CORAM : ABHAY S. WAGHWASE, J.

DATED : 19th DECEMBER 2024

PER COURT :-

1. This is an application for condonation of delay of 116 days caused in filing criminal appeal.
2. Learned counsel pointed out that, reasons for delay are spelt out in paragraph nos.4, 7 and 8 of the application and stated that there is no deliberate and intentional delay. That, there is a good case in appeal and therefore, in the interest of fair opportunity, delay so caused is sought to be condoned.
3. Learned counsel for the respondents strongly opposed pointing out that there is no plausible explanation for the delay.

4. After considering the submissions and on going through the papers, more particularly in view of reasons recorded in paragraph nos.4, 7 and 8 and in the interest of justice, the application is allowed and the delay of 116 days is condoned. Registry to register the appeal.

5. Issue notice to the respondents in appeal as well as application for suspension of sentence and bail, returnable on 23.01.2025.

6. Learned APP waives service of notice on behalf of respondent No.1 State. Learned Advocate Mr. Vivek Lomte waives service of notice on behalf of respondent no.2.

(ABHAY S. WAGHWASE)
JUDGE