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**IN THE HIGH COURT OF BOMBAY AT GOA**

**CRIMINAL MISC. APPLICATION NO.68 OF 2023**

**WITH**

**CRIMINAL APPEAL NO.267 OF 2023 (F)**

**CRIMINAL MISC. APPLICATION NO.68 OF 2023**

**RAJESH MARATHE**

**... APPLICANT**

**Versus**

**ANIL SAWANT**

**... RESPONDENT**

**WITH**

**CRIMINAL APPEAL NO.267 OF 2023 (F)**

**RAJESH MARATHE**

**... APPELLANT**

**Versus**

**ANIL SAWANT**

**... RESPONDENT**

Mr. V. Amonkar, Advocate for the Applicant.

Mr. A. Gosavi, Advocate for respondent.

**CORAM:- AVINASH G. GHAROTE, J.**

**DATED :- 11th March, 2024**

**P.C.**

Criminal Misc. Application No.268/2023/F seeks condonation of two days delay. In view of the what has been held in Mohd Abaad Ali and another Vs Directorate of Revenue Prosecution Intelligence, 2024 SCC online 162, paragraph 25 holding that the provisions of the Section 5 of the Limitation Act, 1963 are applicable to the proceedings under Section 378 Cr.P.C, the delay is condoned. Office to register the application, for leave.

2. Application stands disposed of.

**AVINASH G. GHAROTE, J.**