

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

INTERIM APPLICATION NO.396 OF 2024

IN

CRIMINAL APPEAL NO.2015 OF 2024

Shri. Sandip Tanaji Deshmukh

..Applicant

Versus

The State of Maharashtra & Anr.

..Respondents

Mr. Amit A. Mane, for the Applicant.

Mrs. A. R. Tidke, APP for the Respondent/State.

CORAM : KISHORE C. SANT, J.

DATE : 7th MARCH, 2024

PC.

1. Though the Respondent No.2 is not served, as the Application is only for condonation of delay, this Court has heard learned advocate for the Applicant. Since the date of judgment, Applicant is in jail. There is no one to look after his family members. Applicant therefore could not immediately give instructions to lawyer to file Appeal. After sometime, he could manage to engage a lawyer. It is in this process, delay is caused. Though delay is not stated in the Application, it is 2 years and 4 days as per the calculation. Since this is Application by person in jail, this Court is inclined to allow the Application.

2. The Application is therefore allowed. Delay of 2 years and 4 days is condoned.

3. The Application stands disposed of. Office to register the Appeal.

[KISHORE C. SANT, J.]