

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

INTERIM APPLICATION NO.4131 OF 2023
IN
CRIMINAL APPEAL (ST) NO.20758 OF 2023

Anwar Moin Shaikh : Applicant
Vs.
The State of Maharashtra & Anr. : Respondents

Adv. Nilima C. Sarvagod, for the Applicant.
Mr. P. P. Devkar, APP for the State.
PSI A.T. Shirke, Nagpada Police Station, present.

CORAM : KISHORE C. SANT, J.

DATE : 14TH MARCH, 2024

PC. :

1. Learned APP informs, on instructions from the concerned officer on the police station, that notice is served through WhatsApp Messenger App on Respondent No.2/Informant. In spite of the same none appears.

2. The Application is filed for condonation of delay caused in filing the Appeal. The delay is of 1437 days. It is stated that the Applicant is in jail. He sent his Application from jail to the office of Legal Services

Committee seeking Legal Aid. It is thereafter the appointed Advocate asked for documents required for preparing and filing the Appeal. In that process some time was taken. Advocate thereafter filed the Appeal. It is stated that the delay is caused for these reason.

3. Considering the position this Court finds that case is made out to condone the delay.
4. Delay is thus condoned.
5. Application stands allowed and is disposed of.

(KISHORE C. SANT, J.)