



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

**CRIMINAL APPLICATION NO. 2807 OF 2024
IN ALPST/7672/2024**

AVINASH SABAJI AUTI FOR S M AUTI SEA FOOD SUPPLIERS
VERSUS
ROSARIO D SOUZA FOR DOLPHIN MARINE FOODS PROCESSORS
INDIA PVT LTD

.....
Advocate for Applicant : Mr. Umakant U. Wagh
Advocate for Respondent : Mr. N. U. Telgaonkar
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**CORAM : ABHAY S. WAGHWASE, J.
DATED : 15 SEPTEMBER 2025**

PER COURT :

1. This is an application for condonation of delay of 49 days in filing the application for leave to appeal by private party.
2. Learned Advocate for applicant pointed out that, reasons for delay are spelt out in paragraph no.3 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 justice and fair opportunity, delay so caused is sought to be condoned.
3. Learned Advocate for the respondent raised formal objection to condone the delay.

4. After going through the application and for the reasons stated in paragraph No.3 of the application and in the interest of justice and fair opportunity, delay so caused requires to be condoned. The application stands allowed and disposed of. Delay stands condoned.

5. Registry to verify and to take further steps.

6. Issue notice to the respondent in Application for Leave to Appeal by Private Party. Learned Advocate Mr. N. U. Telgaonkar waives notice on behalf of respondent.

7. Stand over to 30.09.2025.

(ABHAY S. WAGHWASE, J.)