

Priya Soparkar

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

INTERIM APPLICATION NO.2296 OF 2025

IN

CRIMINAL APPEAL (ST.) NO.12824 OF 2025

Mangesh Babu Rewale

...Appellant/
Applicant

Versus

State of Maharashtra and anr.

...Respondents

Ms. Amina Mishra with Mr. Anuj Singh i/by M/s Dhaara Legal, for
the Appellant/Applicant.

Ms. Kranti Hivrale, APP, for the Respondent-State.

**CORAM: SUMAN SHYAM &
SHYAM C. CHANDAK, JJ.**

DATED: 23rd JULY, 2025.

PC:-

1. This application has been filed under Section 5 of the Limitation Act, 1963 with a prayer to condone the delay of 3329 days in filing the connected appeal against the Judgment and Order dated 10th March, 2016 passed by the learned Sessions Judge, Khed.

2. We have perused the explanation furnished in the application.

3. The learned counsel for the Applicant submits that the Applicant has a good case on merits. That apart, since last 12 years and 4 months he has been in jail. As such, there was no proper opportunity for him to prefer the appeal.

4. In view of the submissions made at the Bar and considering the fact that the Applicant has a statutory right to prefer an appeal against a Judgment and Order of conviction, we are of the view that the relief in terms of clause (a) in the prayer be granted. Delay of 3329 days for filing appeal is accordingly condoned.

5. Office to register the appeal.

6. Interim Application stands disposed of.

(SHYAM C. CHANDAK, J.)

(SUMAN SHYAM, J.)