

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

**INTERIM APPLICATION NO.2083 OF 2025
(For condonation of delay)
IN
CRIMINAL APPLICATION (ST) NO.11101 OF 2025
(For Leave to file an Appeal)**

The State of Maharashtra Applicant
versus
Ravindra Ananda Modak & Ors. Respondents
.....

- Ms. Supriya Kak, APP for the State/Applicant.
- Ms. Priyanka Chavan, Advocate for Respondent Nos.1 to 6.

**CORAM : SARANG V. KOTWAL &
SANDESH D. PATIL, JJ.
DATE : 21st APRIL, 2026**

P.C. :

1. The present Interim Application is filed for condonation of delay of 78 days in filing the Criminal Application for leave to file an Appeal against the impugned Judgment and Order of acquittal dated 21/11/2024 passed by the Additional Sessions Judge, Pune, in Sessions Case No.713 of 2014. The notices were issued to the Respondents. The Respondents are duly served. However, they have not filed affidavit-in-reply.

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2. We have heard the learned counsel for the parties.
3. Learned APP submitted that the Judgment and Order was passed on 21/11/2024. An application for certified copy was preferred on 28/11/2024 and same was ready and delivered on 19/12/2024. She submitted that the last date of filing the application was 12/03/2025. After scrutiny of the papers by the concerned In-charge Assistant Director and Public Prosecutor, Pune, papers were sent to the Law and Judiciary Department, Mumbai. She submitted that the papers were received by Law and Judiciary Department on 16/01/2025. After receiving the papers, the same were forwarded to the office of Public Prosecutor, High Court, Mumbai, on 17/03/2025 and the present Interim Application was filed on 07/05/2025. She submitted that thus the delay is not intentional or deliberate.
4. Learned counsel for the Respondents has strongly opposed the said application.

5. After having heard the parties, we are of the opinion that the delay which is caused in filing the application, is not intentional and deliberate, but for the reasons mentioned in the paragraph Nos.2 and 3 of the present Interim Application.
6. We accordingly condone the delay of 78 days caused in filing the aforesaid application for leave to file Appeal.
7. Hence, the following order :

ORDER

- (i) Interim Application is allowed.
- (ii) The delay of 78 days in filing the application for leave to file an Appeal is condoned.
- (iii) The Interim Application is disposed of.

(SANDESH D. PATIL, J.)

(SARANG V. KOTWAL, J.)