

Shephali

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL (ST) NO. 21218 OF 2025
WITH
INTERIM APPLICATION NO. 3903 OF 2025
IN
CRIMINAL APPEAL (ST) NO. 21218 OF 2025

Aniket Rajendra Kuskar ...Appellant
Versus
State of Maharashtra & Anr ...Respondents

Adv Mayanka SR, i/b Gaurav Bhawnani, for the Appellant.
Ms Kashish M Singh, i/b Dilip Shukla, for Respondent No. 2.
Mr AS Gawai, APP, for the Respondent-State.
Mr Gajanan Dattatray Pawar, ACP, Andheri Division, Mumbai, is
present in Court.

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CORAM: R. M. JOSHI, J.

DATED: 7TH JANUARY 2026

PC:-

INTERIM APPLICATION NO. 3903 OF 2025:

1. This Application is for condonation of delay of 310 days' in preferring an Appeal against the Order dated 9th December 2024 passed by the Special Judge in Special Case No. 71 of 2024.

2. Learned counsel appearing for the Appellant submits that the Application for Bail filed by the Appellant has been rejected by

the Trial Court. In this regard, a Bail Application has been filed bearing Application No. 826 of 2025. Since, remedy of Appeal is provided in Section 14A of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act 1989, the said Application was disposed of. As a result of this, delay is caused in filing of the Appeal.

3. Mr Gawai, learned APP and Ms Singh, for Respondent No. 2 opposed the application. Apart from the fact that the Appellant has pursued wrong remedy, it is a matter of fact that the Appellant is in jail and his liberty is curtailed. This reason itself is sufficient ground for condoning the delay.

4. Hence, the Interim Application is allowed in terms of prayer clause (a).

5. The Appeal is to be registered.

CRIMINAL APPEAL (ST) NO. 21218 OF 2025:

6. Mr Gawai, learned APP and Ms Singh, waive service of notice on behalf of the Respondent-State and Respondent No. 2, respectively.

7. By consent of both sides, to be heard finally at the stage of admission on 17th January 2026.

(R. M. JOSHI, J.)