

Cri. Misc.Appln.No.362/2024
Sheshnarayan Kejdiwal
-Vs-
Aditya Anagha

IN THE COURT OF ADDITIONAL SESSIONS JUDGE, NAGPUR
(Presided over by S.P. Ponkshe, Additional Sessions Judge-5)

ORDER BELOW EXHIBIT-1

This is an application for condonation of delay in filing appeal under section 415 of B.N.S.S. filed by the appellant/accused against the judgment and order dated 22.02.2024 passed in SCC No.15922/2022 by 13th Jt. C.J.S.D and ACJM Nagpur.

2. Respondent/original complainant has not appeared though duly served with notice of this application.

3. Heard the learned Advocate for the appellant /accused at length. Perused the application and the office note. It appears from the office note that there is delay of 186 days in filing the appeal. The reason for the delay has been mentioned by the applicant that the applicant was suffering from back pain and unable to move and was under treatment of the doctor. In support, the applicant has filed on record his medical certificate. Further it appears that the applicant has given pursis and specifically stated therein that he is ready to pay fine amount of

Rs. 1,80,000/- as per the order of the trial court within 20 days from 16.10.2024.

4. In such circumstances, considering the reason for causing the delay and in view of pusion vide Exh. 7, it is just and proper to condon the delay, for the ends of the justice. Thus this application is to be allowed. With this I proceed to pass the following order.

ORDER

1. Misc. Criminal Application No.362 of 2024 is allowed with directions to make compliance, in view of pusion tendered by the applicant.
2. Criminal Appeal be registered and numbered.
3. Misc. Criminal Application No.362 of 2024 is accordingly disposed of.

Nagpur.
Date: 17/10/2024

(Smt. S.P. Ponkshe)
Additional Sessions Judge-5