

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR CONDONATION OF DELAY) NO.
8473 of 2025****In F/CRIMINAL REVISION APPLICATION NO. 16731 of 2025**

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SONI KANALBHAI JAYANTILAL

Versus

STATE OF GUJARAT & ANR.

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Appearance:

MR. VARUN G RAI(7135) for the Applicant(s) No. 1

MR NADEEM B MANSURI(11332) for the Respondent(s) No. 2

MS. JYOTI BHATT APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR.JUSTICE L. S. PIRZADA**Date : 20/06/2025****ORAL ORDER**

1. Rule. Learned APP waives service for the respondent - State.
2. Heard the learned advocate for the applicant and heard the learned advocate Mr. Nadeem B. Mansuri for the respondent no.2 - original complainant. Further, it is submitted by him that the present application has been preferred to condone the delay of 357 days in preferring the Criminal Revision Application against the judgment passed by the learned Trial Court, convicting the present applicant - accused under Section 138 of the Negotiable Instruments Act,

1881 and the learned Sessions Court has also dismissed the appeal of the present applicant - accused and confirmed the judgment passed by the learned Trial Court.

3. The present applicant - accused is in judicial custody and the delay is unintentional. So, the delay caused is required to be condoned. Further, it is submitted that the present applicant is not aware about the legal proceedings and the financial condition of the petitioner is not good and because of that there was a delay of 357 days in preferring the criminal revision application.

4. Considering the fact that the present applicant - accused is also in judicial custody, the explanation given is found to be genuine and satisfactory to this court. Delay is to be condoned.

5. Accordingly, the present application stands allowed.

6. Delay of 357 days in preferring the criminal revision application is to be condoned. Rule is made absolute to the aforesaid extent.

(L. S. PIRZADA, J)

JCP

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: JAIMIN CHANDRAKANTBHAI PRAJAPATI(HCD0066), ENGLISH STENOGRAPHER GRADE TWO CLASS TWO, at High Court of Gujarat on 20/06/2025 18:04:40