

IN THE HIGH COURT OF JUDICATURE AT BOMBAY.  
CRIMINAL APPELLATE SIDE JURISDICTION.  
CRIMINAL APPLICATION NO. 1397 OF 2012

Samarth Buliyan

...Applicant

V/s.

Ismail Usman Mullani & another

...Respondents

Mr. S. R. Ganbavale for the applicant.

S. M. Kamble for respondent no. 1.

Ms. P. P. Shinde APP for the State.

**CORAM: SMT. SADHANA S. JADHAV, J.**

**DATED : APRIL 30, 2013.**

**PC. :**

1) Heard respective parties. This is an application seeking condonation of delay in filing leave to appeal application. Notice was issued to the respondent no. 1. Learned counsel for the respondent no. 1 has vehemently opposed the grant of the order of condonation of delay and submits that the applicant has not made out sufficient grounds condoning the delay. The learned counsel for the applicant submits that in para 5 of the application he has explained the delay and that in the event that the delay is not condoned, the litigant would suffer financially.

2) In view of this, the application is allowed in terms of prayer clause (a). The delay is condoned. Application is disposed off in above terms.

**(SMT. SADHANA S. JADHAV, J.)**

