

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION NO. 5902 of 2019****In R/CRIMINAL APPEAL NO. 669 of 2019**

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KANTIBHAI KALABHAI CHAREL**Versus****STATE OF GUJARAT**

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Appearance:**URJA B DAVE(7461) for the Applicant(s) No. 1****MR HK PATEL, APP(2) for the Respondent(s) No. 1**

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CORAM: HONOURABLE MR.JUSTICE J.B.PARDIWALA**and****HONOURABLE MR.JUSTICE A.C. RAO****Date : 29/03/2019****ORAL ORDER****(PER : HONOURABLE MR.JUSTICE J.B.PARDIWALA)**

Rule returnable forthwith. Mr. H.K. Patel, the learned A.P.P. waives service of notice of rule for and on behalf of the respondent - State.

Having heard the learned counsel appearing for the applicant-convict and having considered the averments made in this application, the delay of 115 days in preferring the Criminal Appeal is hereby condoned. This application is, accordingly, allowed. Rule is made absolute.

(J. B. PARDIWALA, J)**(A. C. RAO, J)**

CHANDRESH