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IN THE HIGH COURT OF BOMBAY AT GOA

**CRIMINAL MISC. APPLICATION NO.65 OF 2023
IN
CRIMINAL APPLICATION (MAIN) NO.100 OF 2023(F)**

Union of India
Narcotics Control Bureau,
H.No.924/69, Plot No.E-5,
Home in the Woods Colony,
Alto, Porvorim, Goa, Pin-403501,
Through Ajay Intelligence Officer. ... Applicant

Versus

Hemant Shah
39 years, S/o. late Panna Lal Shah
R/o. H.No.5/F1, Building No.5,
Kamat Kinara, Miramar, Panjim Goa.
Permanent R/o. 401, A Wing, 4th
Floor, Kalindi Square, A B Road,
Vijay Nagar, Indore. ... Respondent

Mr Pravin Faldessai, Deputy Solicitor General of India for the Applicant.

CORAM: **M. S. SONAK &
VALMIKI SA MENEZES, JJ.**

DATE: **23rd JANUARY 2024**

P.C. :

- Heard Mr Mr Faldessai, learned Deputy Solicitor General of India for the applicant.

2. Mr Faldessai tenders service report and submits that the respondent has been duly served in the matter.
3. This is an application seeking condonation of delay of 28 days in seeking leave to appeal under Section 378 of CrPC against judgment and order dated 14.11.2022 in Special Criminal Case No.29/2021 by which the learned Sessions Judge acquitted the respondent of the offences punishable under Sections 20(b)(ii)(A) and Section 22(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (NDPS Act).
4. Sufficient cause has been shown in paragraphs 4 to 7 of the application. The delay is also not inordinate. Accordingly, the delay of 28 days is condoned.
5. Criminal Misc. Application No.65 of 2023 is disposed of.

VALMIKI SA MENEZES, J.

M. S. SONAK, J.

NITI K
HALDANKAR

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