



UPME010012492026

IN THE COURT OF SESSIONS JUDGE, MEERUT.

Present: Arvind Kumar Mishra-II, H.J.S., (U.P.-6030)

Criminal Miscellaneous Case No.-121 of 2026

Lokendra Pal Singh Vs. State of U.P. and Another.

08.06.2026

1. Called out.
2. Present learned counsel for both the parties.
3. Learned counsel for the applicant has filed application 7Kha along with affidavit 8Kha, under Section 5 of the Limitation Act for condonation of the delay in filing criminal revision against order dated 19.07.2025 passed in Complaint Case No.3192 of 2024, *Rooma Chaudhary vs Lokendra Pal Singh*, Police Station- Civil Line, District-Meerut.
4. In the said application, it has been stated that applicant did not have any knowledge about the impugned order dated 19.07.2025. He came to know about the said impugned order when he came to Meerut Court to depose as a witness in another case, where opposite party no.2 met him on the court premises and informed him that she had obtained a summoning order against him from the learned Court. Thereafter, applicant moved application on 19.01.2026 to obtain certified copy of the impugned order and received the certified copy of the said order on 21.01.2026 and engaged counsel and filed criminal revision without any delay after receiving the copy of order. The delay in filing the revision was neither intentional nor due to negligence, but occurred due to above reasons. Lastly prayed to grant benefit under Section 5 of the Limitation Act to the applicant and revision be decided on merits.
5. The learned District Government Counsel (Criminal) for the State orally opposed this application.
6. **Heard and perused the file.**
7. A perusal of the file it reveals that, by the impugned order dated 19.07.2025, the learned trial court summoned the accused/applicant i.e., Lokendra Pal Singh. The applicant filed a

criminal revision against the impugned order on 27.01.2026. According to the Munsarim's report, the revision was filed with a delay of 101 days and the grounds mentioned in his revision are found sufficient and it seems that the applicant has not deliberately delay in filing the revision. Applicant has also filed affidavit along with this application. Hence, it would be proper to condone the delay in filing this criminal revision with a fine of cost.

8. The Hon'ble Supreme Court of India in case law **Abdul Gafoor and others vs. State of Bihar reported in 2012 AIR 640**, has held that if the cause of delay is found sufficient and justifiable, then delay should be condoned.

9. Therefore, in view of the above dictum of the Hon'ble Supreme Court and the facts and circumstances of the case, in the interest of justice, it would be appropriate to condone the delay in filing this criminal revision, which was filed 101 days late, in order to dispose of it on its merits. Therefore, application 7Kha deserves to be allowed on payment of cost.

ORDER

Application 7Kha of the applicant moved under Section 5 of the Limitation Act is allowed, subject to the payment of costs amounting to Rs. 500/- and the delay occurred in filing the Criminal Revision is hereby condoned.

The imposed cost should be made payable to the counsel of opposite party no.2. After payment of cost, applicant is directed to appear for hearing on admission on 18.06.2026.

Dated- 08.06.2026

(Arvind Kumar Mishra-II)
Sessions Judge,
Meerut.

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