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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CRL.A. 369/2022

MASARAT ALAM BHAT

..... Appellant

Represented by: Ms. Nitya Ramakrishnan, Sr. Adv.
with Ms. Warisha Farasat, Adv.

versus

NATIONAL INVESTIGATION AGENCY Respondent

Represented by: Mr. Akshai Malik, SPP for NIA with
Mr. Khawar Saleem, Adv.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **08.08.2022**

CRL.M.A. 15492/2022

Exemption allowed subject to just exception.

CRL.A. 369/2022

1. By this appeal the appellant challenges the order dated 16th March, 2022 directing framing of charge against the appellant as also the order dated 10th May, 2022 framing charge.
2. Notice. Learned SPP for the respondent accepts notice.
3. Learned SPP submits that in terms of Section 21(5) of the NIA Act the appeal has to be preferred within a period of 30 days and beyond the said period if sufficient cause is shown the appeal can be filed not beyond the period of 90 days.
4. Learned counsel for the appellant points out that since the charge was framed on 10th May, 2022 and on the same date the certified copy was applied, which was received on 6th July, 2022, the appeal filed by the



appellant is within the period of limitation of 30 days. The explanation rendered by the appellant is borne out from the endorsement on the certified copy of the impugned order framing charge.

5. Reply affidavit/ status report if any be filed by the respondent within two weeks. Rejoinder affidavit if any within one week thereafter.
6. List on 6th October, 2022.
7. Order be uploaded on the website of this Court.

MUKTA GUPTA, J.

ANISH DAYAL, J.

AUGUST 8, 2022
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