

GAHC010035602026



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(Crl.)/190/2026

MONTU BORO ALIAS MANTU BARO
SON OF SRI BIMAL BORO
RESIDENT OF BAGULAMARI,
P.O. BORBARI, P.S. BORBARI,
DIST. KOKRAJHAR, ASSAM

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY THE PP, ASSAM

2:UMESH NARZARY
SON OF SRI NALESWAR NARZARY
RESIDENT OF NORTH BHOMARA
P.O. KOKRAJHAR
P.S. KOKRAJHAR
DIST. KOKRAJHAR
BTAD
ASSA

Advocate for the Petitioner : MR. K K DEKA, MS D RABHA

Advocate for the Respondent : PP, ASSAM,

Linked Case : OTC/0/0

MONTU BORO ALIAS MANTU BARO
ASSAM

VERSUS

THE STATE OF ASSAM AND ANR
REP BY PP ASSAM

Advocate for : DEEMI RABHA
Advocate for : appearing for THE STATE OF ASSAM AND ANR

BEFORE
HON'BLE MRS. JUSTICE MITALI THAKURIA

O R D E R

Date : 27.02.2026.

Heard Mr. K.K. Deka, learned counsel for the applicant/ petitioner. Also heard Mr. P.S. Lahkar, learned Addl. P.P., Assam appearing on behalf of the State respondent No.1.

This is an application Section 5 of the Limitation Act, 1963 for condonation of delay of 152 days, in filing the connected Criminal Revision Petition against the judgment and order dated 04.06.2025, passed by the learned Sessions Judge, Kokrajhar in CrI. Appeal No.9/2023, affirming the conviction under Section 138 of the N.I. Act, 1881.

Issue notice to the respondents, returnable in two (2) weeks.

Since Mr. Lahkar, the learned Addl. P.P., Assam has entered appearance and accepted notice on behalf of the State respondent No. 1, no formal notice is required to be issued to the said respondent. However, he shall be provided with requisite extra-copy of the application during the course of the day. Petitioner shall take steps for service of notice on respondent No. 2 by speed post as well

as through usual process within 3 (three) working days from today.

List the matter after two (2) weeks, on a date to be fixed by the Registry.

JUDGE

Comparing Assistant