

GAHC010086432026



2026:GAU-AS:6166

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

**Case No. : I.A.(CrI.)/460/2026**

DHIRAJ DAS  
S/O. RAMESH DAS, R/O. JATIA BORDUAR, P/S. PALASHBARI, DIST.  
KAMRUP, ASSAM, PIN-781120

VERSUS

THE STATE OF ASSAM  
REP BY THE PP, ASSAM

**Advocate for the Petitioner** : MR SAURADEEP DEY,

**Advocate for the Respondent** : PP, ASSAM,

**BEFORE**  
**HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND**

**ORDER**

**Date : 06-05-2026**

Heard learned counsel Mr. S. Dey for the applicant, who has filed this application under Section 5 of the Limitation Act, 1963, with prayer for condonation of delay of 111 (one Hundred and Eleven) days in filing the connected appeal.

2. Heard learned Additional Public Prosecutor Mr. B. Sarma for the respondent State.
3. It is submitted by the learned counsel for the applicant that the delay was a result of poverty of the applicant, who is the sole bread winner of the family. The petitioner is a layman and he was not aware that he had to file this appeal immediately before expiry of the period of limitation.
4. I have considered the submissions at the bar. It appears that sufficient ground has been explained. No *malafide* is discernible.
5. Considering all aspects, the delay of 111 (One Hundred and Eleven) days is condoned.
6. Registry to register the connected appeal.
7. In terms of the above observation, this application stands disposed of.

**JUDGE**

**Comparing Assistant**